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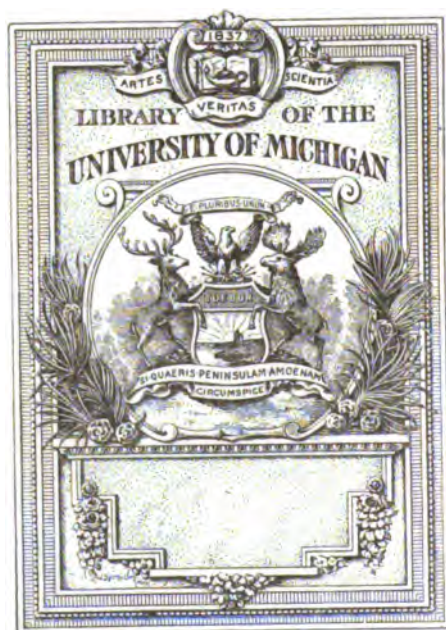
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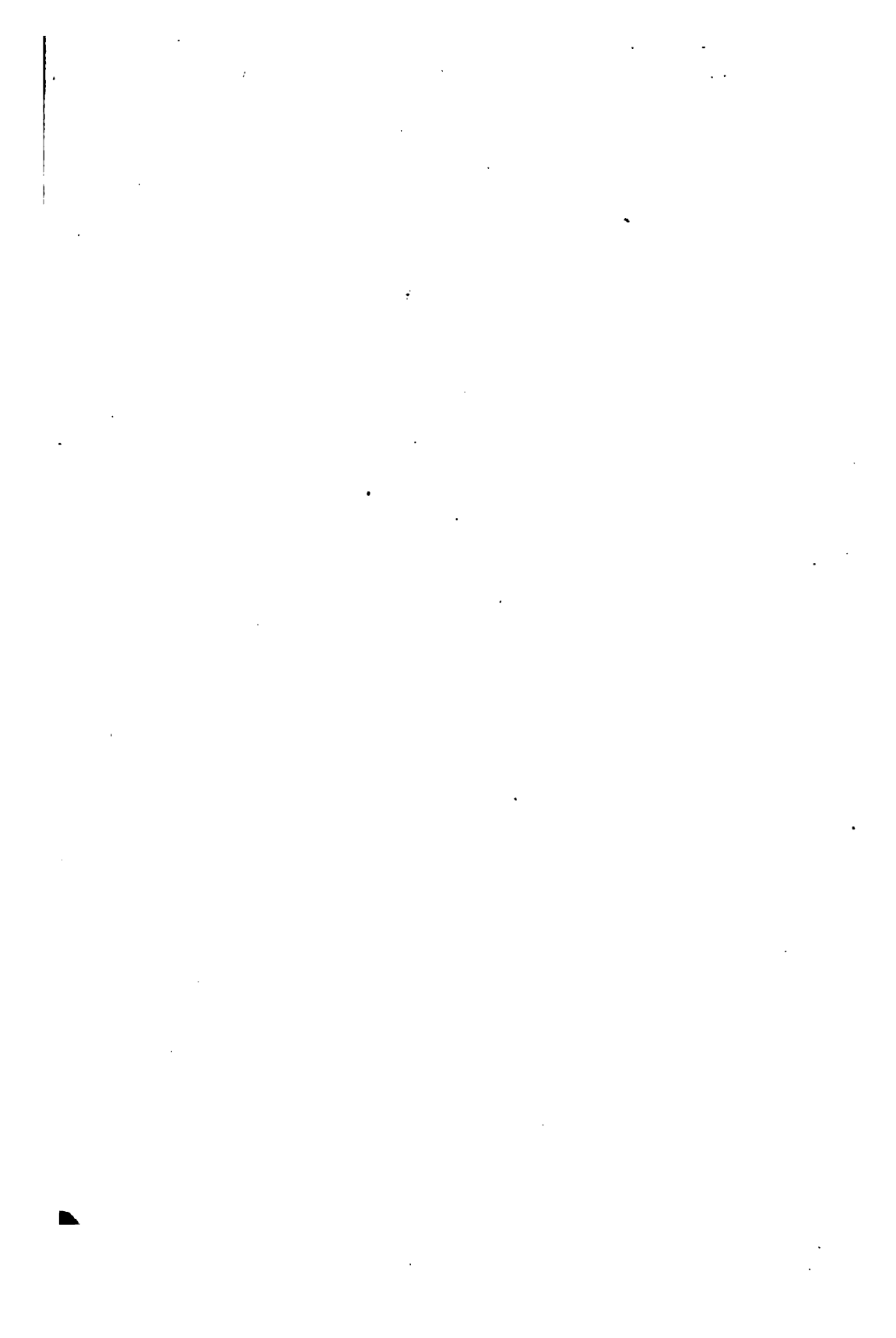
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THE  
JOURNAL OF THE HOUSE  
OF THE  
LEGISLATIVE ASSEMBLY  
OF THE  
STATE OF OREGON  
FOR THE  
FIFTEENTH REGULAR SESSION  
1889.



SALEM, OREGON:  
FRANK C. BAKER, STATE PRINTER.  
1889.



## OFFICERS OF THE HOUSE.

FIFTEENTH BIENNIAL SESSION—1889.

E. L. SMITH, Hood River	Speaker
J. T. GREGG, Salem	Chief Clerk
O. P. MILLER, Molalla	Assistant Chief Clerk
G. O. HOLMAN, Baker City	Second Assistant Clerk
R. G. CALLISON, Cottage Grove	Reading Clerk
S. J. FINCH, Baker City	Sergeant-at-Arms
C. O. BOYNTON, Needy	Doorkeeper
G. M. SMITH, Pendleton	Assistant Doorkeeper
N. J. HAAS	Mailing Page
CARL GRAY	Page
MAC SMITH	Page
LLOYD SCOTT	Page



## MEMBERS OF THE HOUSE.

## FIFTEENTH BIENNIAL SESSION—1889.

Apperson, J. T.	Oregon City, Clackamas County
Armstrong, Wm.	Salem, Marion County
Bean, H. J.	Pendleton, Umatilla County
Belknap, E. H.	Monroe, Benton County
Blundell, J. E.	Canyonville, Douglas County
Bowditch, J. T.	Ashland, Jackson County
Condon, S. W.	Eugene City, Lane County
Crook, A. H.	Ellensburg, Curry County
Crosno, C. B.	Toledo, Benton County
Derby, W. R.	Lafayette, Yamhill County
Earhart, R. P.	Portland, Multnomah County
Fell, T. E.	Heppner, Morrow County
Fisher, C. G.	Dallas, Polk County
Fisher, J. J.	Portland, Multnomah County
Gambée, E. B.	Alba, Umatilla County
Geer, T. T.	Macleay, Marion County
Gilbert, W. B.	Portland, Multnomah County
Gilham, G. W.	Harney, Grant County
Goodnough, Charles	Island City, Union County
Hahn, John	Astoria, Clatsop County
Harrington, S. R.	East Portland, Multnomah County
Haskell, N. C.	Baker City, Baker County
Howard, C. J.	Kerbyville, Josephine County
Hume, W. T.	Portland, Multnomah County
Hunter, James A.	Enterprise, Wallowa County
Jennings, A. C.	Irving, Lane County
Kirk, T. J.	Pendleton, Umatilla County
Labrie, E. E.	Wilbur, Douglas County
Ladd, Wm. M.	Portland, Multnomah County
Laughlin, R. R.	North Yamhill, Yamhill County
Layman, Samuel	Woodburn, Marion County
Maxwell, J. W.	Netarts, Tillamook County
McCoy, E. O.	Grant, Wasco County

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Miller, R. A.	Jacksonville, Jackson County
Miller, R. C.	Lebanon, Linn County
Moore, J. C.	Greenville, Washington County
Morelock, J. B. R.	Brownsville, Linn County
Moss, S. P.	Paisley, Lake County
Myers, J.	Scio, Linn County
Napton, H. P.	Vale, Malheur County
Northup, H. H.	Portland, Multnomah County
Paquet, Peter	Oregon City, Clackamas County
Parker, H. B.	Astoria, Clatsop County
Paulsen, Thomas	Garden Home, Washington County
Pope, J. V.	Forest Grove, Washington County
Powell, F. S.	Monmouth, Polk County
Price, W. K.	Tolo, Jackson County
Ricker, C. E.	Gardiner, Douglas County
Roberts, John H.	Myrtle Point, Coos County
Roe, J. L.	Summerville, Union County
Short, R. V.	Wilsonville, Clackamas County
Smith, E. L.	Hood River, Wasco County
Stafford, J. M.	Eugene City, Lane County
Strowbridge, J. A.	Portland, Multnomah County
Thomas, J. A.	Arlington, Gilliam County
Thompson, D. P.	Portland, Multnomah County
Waldo, J. B.	Salem, Marion County
Weed, Judson	Venonia, Columbia County
Williamson, J. N.	Prineville, Crook County
Wilson, John Q.	Salem, Marion County

STANDING COMMITTEES OF THE HOUSE.  

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*Committee on Elections*—Williamson, Jennings, Fell, Pope and Price.

*On Ways and Means*—Apperson, Earhart and Moss.

*On Education*—Blundell, Armstrong and Kirk.

*On Judiciary*—Harrington, Waldo, Bean, Condon and Bowditch.

*On Claims*—Gilbert, Goodnough and Jennings.

*On Military Affairs*—Ladd, Northup and Miller of Jackson.

*On Roads and Highways*—Paulsen, Hume and Hunter.

*On Engrossed Bills*—Roberts, Harrington and Myers.

*On Enrolled Bills*—Condon, Roe and Gambee.

*On Indian Affairs*—Bean, Moore and Stafford.

*On Printing*—Crook, Hume and Miller of Jackson.

*On Corporations*—Laughlin, Northup and Fell.

*On Commerce*—Thompson, Parker, Thomas, Short and Morelock.

*On Counties*—Crosno, Weed, Laughlin, Blundell and Moss.

*On Federal Relations*—Parker, Weed and Bowditch.

*On Mining*—Haskell, Howard and Price.

*On Public Lands*—Gilham, Ricker and Napton.

*On Internal Improvements*—Stafford, Fisher of Polk and Hahn.

*On Public Buildings*—Geer, Earhart and Napton.

*On Agriculture*—Powell, Roe and Labrie.

*On Alcoholic Traffic*—Layman, Fisher of Multnomah and Derby.

*On Railways and Transportation*—Maxwell, Strowbridge, McCoy, Wilson and Miller of Linn.

*On Assessment and Taxation*—Waldo, Williamson, Paquet, Belknap and Gambee.

*On Fisheries*—Hahn, Fisher of Multnomah, McCoy, Crook and Bowditch.

# HOUSE JOURNAL.

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MONDAY, JANUARY 14, 1889.

MORNING SESSION.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
January 14, 1889. }

This being the day fixed by the law of the State of Oregon for the meeting of the legislative assembly, the house of the fifteenth biennial session of the legislative assembly of the State of Oregon was called to order at 11 o'clock by Hon. A. C. Jennings, Chief Clerk of the last house.

On motion of Mr. Blundell of Douglas, Hon. J. H. Roberts of Coos county was chosen temporary Speaker.

Mr. Earhart of Multnomah moved that a committee of five be appointed on credentials.

Carried.

On motion of Mr. Harrington of Multnomah, J. T. Gregg was chosen as temporary Chief Clerk.

On motion of Mr. Apperson of Clackamas, O. P. Miller was chosen Assistant Chief Clerk.

The temporary Speaker appointed as committee on credentials Messrs. Earhart of Multnomah, Blundell of Douglas, Laughlin of Yamhill, Miller of Jackson, and Bean of Umatilla.

On motion of Mr. Paquet, the house took a recess until 3 o'clock P. M.

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AFTERNOON SESSION.

House called to order at 3 o'clock P. M., temporary Speaker Roberts in the chair.

The committee on credentials submitted the following report, which, on motion of Mr. Apperson of Clackamas, was adopted:

REPORT.

*Mr. Speaker:*

We your committee on credentials beg leave to report the following persons as entitled to seats in the house, to-wit:

Baker—N. C. Haskell.  
Benton—E. H. Belknap, C. B. Crosno.  
Clackamas—J. T. Apperson, Peter Paquet, R. V. Short.  
Clatsop—John Hahn, H. B. Parker.  
Columbia—Judson Weed.  
Coos and Curry—A. H. Crook.  
Crook—J. N. Williamson.  
Coos—John H. Roberts.  
Douglas—J. E. Blundell, E. E. Labrie, C. E. Ricker.  
Gilliam—J. A. Thomas.  
Grant—G. W. Gillham.  
Jackson—J. T. Bowditch, R. A. Miller, W. K. Price.  
Josephine—C. J. Howard.  
Lake and Klamath—S. P. Moss.  
Lane—S. W. Condon, A. C. Jennings, J. M. Stafford.  
Linn—J. Myers, R. C. Miller, J. B. R. Morelock.  
Malheur—H. P. Napton.  
Marion—Wm. Armstrong, T. T. Geer, Samuel Layman, J. B. Waldo, John Q. Wilson.  
Morrow—T. E. Fell.  
Multnomah—R. P. Earhart, J. J. Fisher, W. B. Gilbert, S. R. Harrington, W. T. Hume, Wm. M. Ladd, H. H. Northup, J. A. Strowbridge, D. P. Thompson.  
Polk—C. G. Fisher, F. S. Powell.  
Tillamook and Yamhill—J. W. Maxwell.  
Umatilla—H. J. Bean, E. B. Gambee, T. J. Kirk.  
Union—Chas. Goodnough, J. L. Roe.  
Wallowa—James A. Hunter.  
Wasco—E. O. McCoy, E. L. Smith.  
Washington—J. C. Moore, Thos. Paulsen, J. V. Pope.  
Yamhill—W. R. Derby, R. R. Laughlin.

Respectfully submitted,

R. P. EARHART,  
R. R. LAUGHLIN,  
J. E. BLUNDELL,  
ROBERT A. MILLER,  
H. J. BEAN.

On motion of Mr. Harrington, a committee of two was appointed to wait on the Secretary of State and invite him to come within the bar of the house and administer the oath of office to the members.

The Speaker *pro tem.* appointed Messrs. Harrington and Jennings as such committee.

Soon thereafter the committee appeared, accompanied by the Secretary of State, who administered the oath of office to the members in due form.

On motion of Mr. Geer, a committee of three was appointed on permanent organization.

The Speaker named Messrs. Geer, Bowditch and Ricker as such committee.

The committee on permanent organization submitted the following:

#### REPORT.

HOUSE OF REPRESENTATIVES,  
SALEM, Oregon,  
January 14, 1889. }

*Mr. Speaker:*

We your committee on permanent organization beg leave to report the following order of election of officers:

First—Election of Speaker.

Second—Election of Chief Clerk.

Third—Election of Assistant Chief Clerk.

Fourth—Election of Sergeant-at-Arms.

Fifth—Election of Doorkeeper.

Sixth—Election of three Pages.

T. T. GEER,  
C. E. RICKER,  
J. T. BOWDITCH,  
Committee.

Mr. R. A. Miller moved the adoption of the report.

Mr. Apperson moved to amend by striking out the section relating to Pages.

Which amendment prevailed.

The report as amended was adopted.

The first order of business being the election of a Speaker, Mr. Thompson of Multnomah placed in nomination Hon. E. L. Smith of Wasco.

Mr. Miller of Jackson placed in nomination Hon. J. T. Bowditch of Jackson.

The roll was called and those voting for E. L. Smith were:

Messrs. Apperson, Armstrong, Bean, Belknap, Bowditch, Blundell, Condon, Crook, Crosno, Derby, Earhart, Fell, Fisher of Polk, Fisher of Multnomah, Geer, Gilbert, Gillham, Goodnough, Hahn, Harrington, Haskell, Howard, Hume, Hunter, Jennings, Kirk, Labrie, Ladd, Laughlin, Layman, Maxwell, McCoy, Moore, Northup, Paquet, Parker, Paulsen, Pope, Powell, Ricker, Roberts, Roe, Short, Stafford, Strowbridge, Thomas, Thompson, Waldo, Weed, Williamson, Wilson—51.

Those voting for J. T. Bowditch were:

Messrs. Gambee, Myers, Miller of Jackson, Miller of Linn, Morelock, Moss, Napton, Price and Smith—9.

E. L. Smith having received a majority of all the votes cast, was declared duly elected Speaker.

Mr. Paquet moved that a committee of three be appointed to conduct the Speaker-elect to the chair.

The Speaker *pro tem.* appointed as such committee Messrs. Paquet, Thompson and Apperson.

The Speaker-elect was conducted to the chair, and the Secretary of State administered to him the oath of office.

The next order of business was the election of Chief Clerk.

Mr. Roberts of Coos placed in nomination Hon. J. T. Gregg of Marion.

Mr. Price of Jackson placed in nomination C. H. Humphrey of Multnomah.

The roll was called and those voting for J. T. Gregg were:

Messrs. Apperson, Armstrong, Bean, Belknap, Blundell, Condon, Crook, Crosno, Derby, Earhart, Fell, Fisher of Polk, Fisher of Multnomah, Geer, Gilbert, Gillham, Goodnough, Hahn, Harrington, Haskell, Howard, Hume, Hunter, Jennings, Kirk, Labrie, Ladd, Laughlin, Layman, Maxwell, McCoy, Moore, Northup, Paquet, Parker, Paulsen, Pope, Powell, Ricker, Roberts, Roe, Short, Smith, Stafford, Strowbridge, Thomas, Thompson, Waldo, Weed, Williamson and Wilson—51.

Those voting for C. H. Humphrey were:

Messrs. Bowditch, Gambee, Myers, Miller of Jackson, Miller of Linn, Morelock, Moss, Napton and Price—9.

J. T. Gregg having received a majority of all the votes cast, was declared duly elected Chief Clerk.

The next order of business was the election of an Assistant Chief Clerk.

Mr. Paquet of Clackamas placed in nomination O. P. Miller of Clackamas.

Mr. Myles of Linn placed in nomination O. P. Coshaw of Linn.

The roll was called and those voting for O. P. Miller were:



Messrs. Apperson, Armstrong, Bean, Belknap, Blundell, Condon, Crook, Crosno, Derby, Earhart, Fell, Fisher of Polk, Fisher of Multnomah, Geer, Gilbert, Gillham, Goodnough, Hahn, Harrington, Haskell, Howard, Hume, Hunter, Jennings, Kirk, Labrie, Ladd, Laughlin, Layman, Maxwell, McCoy, Moore, Northup, Paquet, Parker, Paulsen, Pope, Powell, Ricker, Roberts, Roe, Short, Stafford, Strowbridge, Thomas, Thompson, Waldo, Weed, Williamson, Wilson, and Mr. Speaker—51.

Those voting for Mr. Coshow were:

Messrs. Bowditch, Gambee, Myers, Miller of Jackson, Miller of Linn, Morelock, Moss, Napton and Price.

Mr. O. P. Miller having received a majority of all the votes cast, was declared duly elected Assistant Chief Clerk.

The next order of business was the election of Sergeant-at-Arms.

Mr. Crook of Curry placed in nomination Mr. S. J. Finch of Baker county.

Mr. Napton of Malheur placed in nomination Mr. Thos. Jones of Malheur county.

The roll was called and those voting for S. J. Finch were:

Messrs. Apperson, Armstrong, Bean, Belknap, Blundell, Condon, Crook, Crosno, Derby, Earhart, Fell, Fisher of Polk, Fisher of Multnomah, Geer, Gilbert, Gillham, Goodnough, Hahn, Harrington, Haskell, Howard, Hume, Hunter, Jennings, Kirk, Labrie, Ladd, Laughlin, Layman, Maxwell, McCoy, Moore, Northup, Paquet, Parker, Paulsen, Pope, Powell, Ricker, Roberts, Roe, Short, Stafford, Strowbridge, Thomas, Thompson, Waldo, Weed, Williamson, Wilson, and Mr. Speaker—51.

Those voting for Mr. Jones were:

Messrs. Bowditch, Gambee, Myers, Miller of Jackson, Miller of Linn, Morelock, Moss, Napton and Price—9.

Mr. S. J. Finch having received a majority of all the votes cast, was declared duly elected Sergeant-at-Arms.

The next order of business was the election of Doorkeeper.

Mr. Fell of Morrow county placed in nomination Mr. C. O. Boynton of Clackamas county.

Mr. Moss of Lake county placed in nomination Chas. A. Moore of Lake county.

The roll was called and those voting for C. O. Boynton were:

Messrs. Apperson, Armstrong, Bean, Belknap, Blundell, Condon, Crook, Crosno, Derby, Earhart, Fell, Fisher of Polk, Fisher of Multnomah, Geer, Gilbert, Gillham, Goodnough, Hahn, Harrington, Haskell, Howard, Hume, Hunter, Jennings, Kirk, Labrie, Ladd, Laughlin, Layman, Maxwell, McCoy, Moore, Northup, Paquet, Parker, Paulsen, Pope, Powell, Ricker, Roberts, Roe, Short, Stafford,

Strowbridge, Thomas, Thompson, Waldo, Weed, Williamson, Wilson, and Mr. Speaker—51.

Those voting for C. A. Moore were:

Messrs. Bowditch, Gambee, Myers, Miller of Jackson, Miller of Linn, Morelock, Moss, Napton and Price—9.

Mr. C. O. Boynton having received a majority of all the votes cast, was declared duly elected Doorkeeper.

On motion of Mr. Earhart, the Secretary of State was invited within the bar and administered the oath to the officers-elect.

On motion of Mr. Jennings, the Secretary of State was requested to furnish 150 copies of rules of fourteenth biennial session for present use of the house.

On motion of Mr. Northup, the Speaker was authorized to appoint a Reading Clerk.

Mr. Layman moved that the house proceed to elect three Pages. Carried.

Mr. Condon placed in nomination N. J. Haas.

Mr. Roberts placed in nomination Mac Smith.

Mr. McCoy placed in nomination Carl Gray.

Mr. Blundell placed in nomination L. Laughhead.

Mr. Apperson placed in nomination A. R. Jessup.

Mr. Roe placed in nomination E. Wilson.

Mr. Layman placed in nomination H. Wilson.

Mr. Pope placed in nomination F. O. Baker.

Mr. Apperson moved to vote for three Pages at one time.

Mr. Jennings moved to amend to vote for one at a time.

The amendment prevailed, and the motion as amended was adopted.

The roll was called and those voting for N. J. Haas were:

Messrs. Apperson, Armstrong, Belknap, Blundell, Condon, Crosno, Derby, Fell, Fisher, C. G., Fisher, J. J., Geer, Gillham, Hahn, Harrington, Howard, Jennings, Kirk, Labrie, Laughlin, Layman, Moore, Paulsen, Pope, Powell, Ricker, Short, Stafford, Thomas, Thompson, Waldo, Weed, Williamson, Wilson—33.

For Carl Gray—Messrs. Bean, Bowditch, Crook, Earhart, Gilbert, Goodnough, Haskell, Hume, Ladd, Maxwell, Myers, McCoy, Miller, R. A., Miller, R. C., Morelock, Moss, Napton, Northup, Paquet, Parker, Price, Roberts, Smith, Strowbridge—24.

For F. O. Baker—Mr. Gambee.

For Mac Smith—Mr. Hunter.

For E. Wilson—Mr. Strowbridge.

N. J. Haas having received a majority of all the votes cast, was declared duly elected Page.

The roll was again called and those voting for Mac Smith were:

Messrs. Armstrong, Belknap, Blundell, Bowditch, Crook, Crosno, Derby, Fell, Fisher, C. G., Fisher, J. J., Geer, Gillham, Harrington, Haskell, Hunter, Jennings, Kirk, Laughlin, Myers, Miller, R. A., Miller, R. C., Morelock, Napton, Price, Roberts, Short, Smith, Stafford, Strowbridge, Thompson, Waldo, Wilson—32.

For Carl Gray—Messrs. Bean, Condon, Gilbert, Goodnough, Hahn, Hume, Ladd, Maxwell, McCoy, Paquet, Parker, Roe, Weed, Williamson—14.

For A. R. Jessup—Messrs. Apperson, Earhart, Howard, Northup—4.

For L. Laughhead—Messrs. Labrie, Moore, Ricker, Thomas—4.

For E. Wilson—Messrs. Gambee and Moss—2.

For F. O. Baker—Messrs. Paulsen and Pope—2.

For H. Wilson—Mr. Layman.

Absent—Mr. Powell.

Mac Smith having received a majority of all the votes cast, was declared duly elected Page.

The roll was again called and those voting for Carl Gray were:

Messrs. Apperson, Bean, Belknap, Condon, Crosno, Derby, Earhart, Fell, Geer, Gilbert, Gillham, Goodnough, Hahn, Harrington, Hume, Kirk, Ladd, Laughlin, Layman, Maxwell, McCoy, Northup, Parker, Paulsen, Short, Smith, Strowbridge, Thompson, Weed, Williamson, Wilson—31.

For L. Laughhead—Messrs. Blundell, Bowditch, Crook, Gambee, Haskell, Howard, Hunter, Labrie, Jennings, Myers, Miller, R. A., Moore, Morelock, Napton, Price, Ricker, Roe, Stafford, Thomas and Waldo—20.

For A. R. Jessup—Messrs. Fisher, C. G., Fisher, J. J., and Paquet—3.

For E. Wilson—R. C. Miller and Moss—2.

For F. O. Baker—Mr. Pope—1.

Absent—Messrs. Armstrong, Powell and Roberts—3.

Carl Gray having received a majority of all the votes cast, was declared duly elected Page.

Mr. Armstrong introduced house resolution No. 1:

#### HOUSE RESOLUTION NO. 1.

*Resolved*, That the ministers of the different denominations of the city of Salem be and are hereby invited to open the morning sessions of this house with prayer, they making their own arrangements as to who shall officiate.

Which, upon his motion, was adopted.

On motion of Mr. Harrington, it was ordered that when the house adjourn it adjourn to meet at 10 o'clock to-morrow morning.  
Mr. Roberts introduced house resolution No. 2:

#### HOUSE RESOLUTION NO. 2.

*Resolved*, That the reporters of the various newspapers of the State be invited to seats within the bar of the house, and that the Sergeant-at-Arms be instructed to provide for their convenience, and also to provide stationery for them.

Which, upon his motion, was adopted.

On motion of Mr. Apperson, the clerk was instructed to notify the senate that the house is organized and ready for business.

Mr. Jennings introduced house resolution No. 3:

#### HOUSE RESOLUTION NO. 3.

*Resolved*, That the Secretary of State be and he is hereby instructed to furnish 200 two-cent stamps and 100 newspaper wrappers to each member and officer of this house.

And moved its adoption.

Mr. Armstrong moved to amend by striking out "200 two-cent stamps" and inserting "100 two-cent stamps."

Lost.

The resolution was adopted.

On motion of Mr. Gilbert, the rules of the last session were adopted as the rules of this session.

Mr. Northup introduced house resolution No. 4:

#### HOUSE RESOLUTION NO. 4.

*Resolved*, That the Secretary of State is hereby authorized to furnish each member of this house with a copy of the general laws of the State of Oregon, as annotated by W. Lair Hill, and a copy of the house and senate journals of the last regular session of the legislative assembly.

Which, on his motion, was adopted.

Mr. Paulsen introduced house resolution No. 5:

#### HOUSE RESOLUTION NO. 5.

*Resolved*, That each member and officer of this house be furnished four copies of such daily or weekly newspapers as they may select during the session.

And moved its adoption.

Mr. Miller of Jackson introduced house resolution No. 6 as a substitute to house resolution No. 5:

*Resolved*, That the Secretary of State be required to furnish members with five copies of such newspapers as each may select.

And moved its adoption.

Lost.

House resolution No. 5 was adopted.

On motion of Mr. Apperson, the house adjourned.

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TUESDAY, JANUARY 15, 1889.

MORNING SESSION.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
January 15, 1889. }

House called to order at 10 A. M., the Speaker in the chair.

The roll was called and all members present except Mr. Earhart.

The journal of yesterday was read and approved.

The Speaker submitted the following:

MESSAGE FROM THE SENATE.

SENATE CHAMBER, }  
SALEM, Oregon, }  
January 14, 1889. }

*Mr. Speaker:*

I am directed by the President to inform you that the senate is now organized and ready to transact business.

JOHN H. SHUPE,  
Chief Clerk.

Under the first order, there being no business, the Speaker announced the second order.

At this point the Speaker appointed R. G. Callison as Reading Clerk, who was duly sworn and entered upon his duties.

There being no business under the second, third and fourth orders, the fifth order, introduction and first reading of bills, was announced.

## INTRODUCTION AND FIRST READING OF BILLS.

By unanimous consent, Mr. Harrington introduced house bill No. 1, a bill for an Act exempting a homestead from forced sale.

Also house bill No. 2, to create the office of attorney-general, provide the duties and fix the compensation.

Also house bill No. 3, to provide for the punishment of crimes committed on the Columbia river and the Snake river.

Also house bill No. 4, to provide for the discharge of mortgages upon affidavit.

Mr. Bowditch introduced house bill No. 5, to amend an Act entitled an Act to incorporate the town of Medford in Jackson county, Oregon, and limiting its powers and defining the duties of its officers, and to repeal an Act entitled an Act to incorporate the town of Medford in Jackson county, Oregon, approved February 24, 1885, and also an Act entitled an Act to incorporate the town of Medford, approved February 24, 1885.

Mr. Paulsen introduced house bill No. 6, a bill for an Act to regulate custom mills used to grind grain.

Mr. Hume introduced house bill No. 7, a bill for an Act authorizing the appointment of official reporters in the circuit courts, and prescribing their duties and fixing their compensation.

Mr. Wilson introduced house bill No. 8, a bill for an Act to amend sections 2730, 2731, 2735, 2752 and 2790, and to repeal sections 2736, 2737, 2738, 2753, 2754, 2755, 2756 and 2757 of the laws of Oregon, as compiled by W. Lair Hill.

Mr. Bowditch introduced house bill No. 9, a bill for an Act to authorize and empower annuity safe deposit and trust companies to be appointed and act as administrators, executors, guardians, assignees, receiver or trustees.

Also house bill No. 10, a bill for an Act to permanently locate, regulate and maintain a State normal school.

Mr. Fell introduced house bill No. 11, a bill for an Act to amend section 1 of an Act entitled an Act to create the county of Morrow, and to fix the salaries of county judge and treasurer, approved February 16, 1885.

Mr. Jennings introduced house bill No. 12, a bill for an Act to amend section 2609, title IV, chapter XVI, of miscellaneous laws of Oregon, as compiled by W. Lair Hill, relating to legal voters at school meetings.

Mr. Roberts introduced house bill No. 13, a bill for an Act to appropriate money to aid the county courts of Coos and Douglas counties to construct a wagon road on the middle fork of the Coquille river in Coos and Douglas counties, Oregon.

Also house bill No. 14, a bill for an Act to change the name of the town of Averill.

Mr. Price introduced house bill No. 15, a bill for an Act to amend section 1 of an Act entitled an Act to create the office of recorder of conveyances in the counties of Linn, Marion, Washington and Yamhill, and to prescribe the duties and fees of the same, approved February 21, 1887.

Mr. Wilson introduced house bill No. 16, a bill for an Act to promote drainage for agricultural and sanitary purposes.

Mr. Bean introduced house bill No. 17, a bill for an Act to confirm to the county of Umatilla the title to block number twelve of the town of Pendleton.

Mr. McCoy introduced house bill No. 18, a bill for an Act to create the county of Fulton, and to fix the salaries of county judge and treasurer thereof.

Mr. Bowditch gave notice that on the 16th day of January, 1889, he would introduce a bill entitled an Act to regulate the election of Judges of the Supreme Court.

Mr. Earhart introduced house concurrent resolution No. 1:

#### HOUSE CONCURRENT RESOLUTION NO. 1.

*Resolved by the House, the Senate concurring:*

That a committee of five, consisting of two Senators and three Representatives, be appointed to examine the books of the State Treasurer, with power to employ necessary clerical assistance.

On motion of Mr. Apperson, the resolution was adopted.

By unanimous consent, Mr. Condon introduced house bill No. 19, to create a State board of horticulture and appropriate money therefor.

Mr. Stafford introduced house bill No. 20, to amend section 3470 and 3480 of Hill's code relating to the financial condition of counties.

Mr. Gilbert introduced house bill No. 21, to cure defects in deeds heretofore made to real property that are defective in execution or acknowledgment, and to cure defects in judicial sales of real property, and sales of lands by execution, administrators and guardians.

Mr. Williamson introduced house bill No. 22, to amend title II of chapter LV of miscellaneous laws of Oregon, as compiled by W. Lair Hill.

Mr. Northup introduced house bill No. 23, for the relief of T. G. Harkins.



By unanimous consent, Mr. Northup introduced house joint resolution No. 1:

HOUSE JOINT RESOLUTION NO. 1.

*Resolved by the House, the Senate concurring :*

That the following amendment to the constitution of the State of Oregon be and hereby is proposed :

That section two (2) of article two (II) be amended by adding thereto the words, "but registration laws may be enacted by the legislative assembly," so that said section shall read as follows, to-wit:

Section 2. In all elections not otherwise provided for by this constitution, every white male citizen of the United States, of the age of twenty-one years and upwards, who shall have resided in the State during the six months immediately preceding such election, and every white male of foreign birth, of the age of twenty-one years and upwards, who shall have resided in this State during the six months immediately preceding such election, and shall have declared his intention to become a citizen of the United States one year preceding such election, conformably to the laws of the United States on the subject of naturalization, shall be entitled to vote at all elections authorized by law; but registration laws may be enacted by the legislative assembly.

Mr. Northup moved its adoption.

On motion of Mr. Bowditch, it was referred to the committee on judiciary.

The Speaker submitted the following :

MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
SALEM, Oregon,  
January 14, 1889. }

*Mr. Speaker :*

I am directed by the President to inform you that the senate has organized with the following officers:

Joseph Simon—President.  
John H. Shupe—Chief Clerk.  
E. G. Hursh—First Assistant Clerk.  
C. W. Watts—Second Assistant Chief Clerk.  
J. B. Eddy—Reading Clerk.  
M. Pomeroy—Sergeant-at-Arms.  
Abe McCully—Doorkeeper.

JOHN H. SHUPE,  
Chief Clerk.

Mr. Paquet submitted house concurrent resolution No. 2:

HOUSE CONCURRENT RESOLUTION NO. 2.

*Resolved by the House, the Senate concurring :*

That a committee of three on the part of the house and two on the part of the senate be appointed to inform His Excellency the Governor that both houses are now organized and ready to receive any communication he may have to make.

Which, on his motion, was adopted.

The Speaker appointed as the committee on the part of the house Messrs. Earhart, Armstrong and Jennings.

Mr. Roberts introduced, by unanimous consent, house concurrent resolution No. 3:

HOUSE CONCURRENT RESOLUTION NO. 3.

*Resolved by the House, the Senate concurring :*

That a committee of three from the house and two from the senate be appointed to examine into the affairs of the State insane asylum.

Mr. Roberts moved its adoption.

Carried.

The Speaker submitted the following:

MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
SALEM, Oregon,  
January 15, 1889. }

*Mr. Speaker :*

I am directed by the President to inform you that the senate has concurred in house concurrent resolution No. 2, and the President has appointed on the part of the senate on said committee, Messrs. J. P. Wager and J. B. Dimick.

And the same is herewith transmitted to you.

JOHN H. SHUPE,  
Chief Clerk.

By unanimous consent, Mr. Earhart introduced house bill No. 24, to transfer certain special funds to the general fund, and to provide for the payment of outstanding warrants against such special fund.

Also house bill No. 25, to amend section 2472 of the general laws of Oregon, as compiled and annotated by W. Lair Hill.

Mr. Ladd introduced house bill No. 26, to amend section 3744 of the miscellaneous laws of Oregon, as compiled and annotated by W. Lair Hill.

Mr. Northup introduced house bill No. 27, to amend section 3013 relating to conveyances, as compiled and annotated by W. Lair Hill.

Mr. Maxwell introduced house bill No. 28, the change the name of the town of Lincoln.

Mr. Paquet introduced house bill No. 29, to amend section 16 of title III, chapter LVII, of miscellaneous laws of Oregon relating to the assessment of property and the levy and collection of taxes.

Mr. Hunter introduced house bill No. 30, to provide for the improvement of the Wallowa canyon wagon road, and to appropriate money therefor.

Mr. Earhart introduced house bill No. 31, to amend an Act entitled an Act to incorporate the city of Portland, approved October 24, 1882, and on November 25, 1885.

Mr. Strowbridge introduced house bill No. 32, for the prevention of and punishment for enticing and harboring seamen from ships, steamers and other vessels at the ports of Portland and Astoria.

Mr. Roe introduced house bill No. 33, to amend sections 4 and 8 of chapter I, sections 25 and 26 of chapter IV, sections 3, 4 and 35 of chapter V, and sections 47, 48, 51, 54 and 56 of chapter VII, sections 71, 88 and 105 of chapter VIII, sections 107, 108 and 109 of chapter IX, and sections 131, 134 and 142 of chapter XII of an Act entitled an Act to incorporate the city of La Grande, and to repeal an Act entitled an Act to incorporate the town of La Grande in the county of Union, State of Oregon, approved December 18, 1865, and on February 24, 1885.

Mr. Pope introduced house bill No. 34, to regulate the practice of medicine and surgery in the State of Oregon.

Mr. Roberts introduced house bill No. 35, to establish the office of State examiner of stationary and portable engines.

Mr. Ladd introduced house bill No. 36, to provide for a harbor master at the ports of Portland and Astoria in this State and to define their duties.

Mr. Northup introduced house bill No. 37, to amend title 1 of chapter LXVI of Hill's annotated code of Oregon, relating to pilotage on the Columbia river bar and on the Columbia and Willamette rivers.

Mr. Geer introduced house bill No. 38, to repeal an Act relating to vagrants, approved February 21, 1887.

Mr. Hume introduced house bill No. 39, to amend section 1766 of title II, chapter III, of the criminal code of Oregon, as compiled and annotated by W. Lair Hill.

Mr. Gilbert introduced house bill No. 40, to confer certain powers upon certain benevolent or charitable corporations under the laws of Oregon, in relation to the control and disposition of homeless, neglected or abused children.

Mr. Condon introduced house bill No. 41, to amend section 522 of chapter VI of title V of the code of civil procedure, as compiled and annotated by W. Lair Hill.

House bills Nos. 1 and 2 were read the first time and passed to their second reading.

The Speaker submitted the following:

MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
SALEM, Oregon,  
January 14, 1889. }

*Mr. Speaker:*

I am directed by the President to inform you that the senate has adopted senate joint memorial No. 1, relating to the exclusion of Chinese.

And the same is herewith transmitted to you for the consideration of the house.

JOHN H. SHUPE,  
Chief Clerk.

Mr. Paulsen moved to concur in senate joint memorial No. 1.

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Apperson, Armstrong, Bean, Belknap, Blundell, Condon, Crosno, Derby, Fell, Fisher of Polk, Fisher of Multnomah, Gambee, Geer, Gilbert, Gilham, Goodnough, Hahn, Harrington, Haskell, Howard, Hume, Hunter, Jennings, Labrie, Ladd, Laughlin, Layman, Maxwell, McCoy, Miller of Jackson, Miller of Linn, Moore, Morelock, Moss, Myers, Napton, Northup, Paquet, Parker, Paulsen, Pope, Powell, Price, Ricker, Roberts, Roe, Short, Stafford, Strowbridge, Thomas, Thompson, Waldo, Weed, Williamson, Wilson, and Mr. Speaker—56.

Nays—None.

Absent—Messrs. Bowditch, Crook, Earhart and Kirk—4.

So senate joint memorial No. 1 was concurred in.

House bills Nos. 3 and 4 were read first time and passed to their second reading.

Mr. Bowditch moved to suspend the rules and read house bill No. 5 the first time by title only.

On this question the roll was called and the vote was :

Those voting aye were :

Messrs. Armstrong, Bean, Belknap, Blundell, Bowditch, Condon, Crook, Crosno, Derby, Earhart, Fell, Fisher of Polk, Fisher of Multnomah, Gambee, Geer, Gilham, Gilbert, Goodnough, Hahn, Harrington, Haskell, Howard, Hume, Hunter, Jennings, Kirk, Labrie, Ladd, Laughlin, Layman, Maxwell, McCoy, Miller of Jackson, Miller of Linn, Moore, Morelock, Moss, Myers, Napton, Northup, Paquet, Parker, Paulsen, Pope, Powell, Price, Ricker, Roberts, Roe, Stafford, Strowbridge, Thomas, Thompson, Waldo, Weed, Williamson, Wilson, and Mr. Speaker—58.

Nays—None.

Absent—Messrs. Apperson and Short—2.

So the rules were suspended and house bill No. 5 was read the first time by title and passed to its second reading.

House bills Nos. 6, 7, 8 and 9 were read the first time and passed to their second reading.

Mr. Bowditch moved to suspend the rules and read house bill No. 10 first time by title only.

On this question the roll was called and the vote was :

Those voting aye were :

Messrs. Apperson, Armstrong, Bean, Belknap, Blundell, Bowditch, Condon, Crosno, Derby, Earhart, Fell, Fisher of Polk, Fisher of Multnomah, Gambee, Geer, Gilbert, Gilham, Goodnough, Hahn, Harrington, Haskell, Howard, Hume, Hunter, Jennings, Kirk, Labrie, Ladd, Laughlin, Layman, Maxwell, McCoy, Miller of Jackson, Miller of Linn, Moore, Morelock, Moss, Myers, Napton, Northup, Paquet, Parker, Paulsen, Pope, Price, Ricker, Roberts, Short, Stafford, Strowbridge, Thomas, Thompson, Waldo, Weed, Williamson, Wilson, and Mr. Speaker—57.

Nays—None.

Absent—Messrs. Crook, Powell and Roe—3.

So the rules were suspended and house bill No. 10 was read by title and passed to its second reading.

House bills Nos. 11 and 12 were read the first time and passed to second reading.

The Speaker submitted the following :

## MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
SALEM, Oregon,  
January 15, 1889. }

*Mr. Speaker :*

I am directed by the President to inform you that the President has appointed on the joint committee to examine the State Treasurer's books, on the part of the Senate, Messrs. Steel and Cogswell.

JOHN H. SHUPE,  
Chief Clerk.

## MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
SALEM, Oregon,  
January 15, 1889. }

*Mr. Speaker :*

I am directed by the President to inform you that the President has appointed on the joint committee to examine into the workings of the State agricultural college, on the part of the senate, Messrs. Veatch and Hatch.

JOHN H. SHUPE,  
Chief Clerk.

House bills Nos. 13, 14, 15 and 16 were read first time and passed to their second reading.

On motion of Mr. Wilson, the house adjourned until 2 o'clock P. M.

## AFTERNOON SESSION.

The house was called to order pursuant to adjournment, the Speaker in the chair.

The roll was called, and all the members were present except Mr. McCoy.

Mr. Earhart, chairman of the special committee to wait on the Governor, submitted the following:

## REPORT.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
January 15, 1889. }

*To the Honorable Speaker and House of Representatives :*

Your committee on the part of the house to act with like committee on the part of the senate, to wait upon His Excellency the Governor and inform him of the organization of the legislative assembly and of their readiness to receive any message he might wish to make, beg to report that we have performed that duty, and that His Excellency signified his wish to meet the legislature in joint convention at 11 o'clock A. M. Wednesday, the 16th inst.

R. P. EARHART,  
Chairman.

Mr. Earhart moved the adoption of the report.  
Carried.

House bills Nos. 17, 18 and 19 were read first time and passed to their second reading.

The Speaker submitted the following :

## MESSAGE FROM THE SENATE.

SENATE CHAMBER, }  
SALEM, Oregon, }  
January 15, 1889. }

*Mr. Speaker :*

I am directed by the President to inform you that the senate has concurred in house concurrent resolution No. 1, to examine the books of the State Treasurer.

JOHN H. SHUPE,  
Chief Clerk.

## MESSAGE FROM THE SENATE.

SENATE CHAMBER, }  
SALEM, Oregon, }  
January 15, 1889. }

*Mr. Speaker :*

I am directed by the President to inform you that the senate has concurred in house concurrent resolution No. 3, relating to insane asylum committee.

JOHN H. SHUPE,  
Chief Clerk.

## MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
SALEM, Oregon,  
January 15, 1889. }

*Mr. Speaker :*

I am directed by the President to inform you that the senate has adopted senate concurrent resolution No. 1, providing for a joint committee to examine into the workings of the State agricultural college.

JOHN H. SHUPE,  
Chief Clerk.

On motion of Mr. Geer, the house concurred in senate concurrent resolution No. 1.

The Speaker submitted the following :

## MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
SALEM, Oregon,  
January 15, 1889. }

*Mr. Speaker :*

I am directed by the President to inform you that the senate has adopted senate concurrent resolution No. 2, providing for a joint session to receive communications from the Governor.

JOHN H. SHUPE,  
Chief Clerk.

Mr. Maxwell moved that the house concur in senate concurrent resolution No. 2.

Carried.

House bills Nos. 20, 21, 22, 23, 24, 25, 26, 27, 28, 29, 30, 31 and 32 were read first time and passed to their second reading.

On motion of Mr. Thompson, Hon. E. B. McElroy was invited to a seat within the bar.

By unanimous consent, Mr. Layman introduced house resolution No. 7 :

## HOUSE RESOLUTION NO. 7.

*Resolved,* That the Speaker be and is hereby authorized to appoint a suitable person to act as mail-carrier, and to distribute mail in the house.



Mr. Layman moved its adoption.

Carried.

Mr. Roberts introduced house concurrent resolution No. 4:

HOUSE CONCURRENT RESOLUTION NO. 4.

*Resolved by the House, the Senate concurring:*

That a joint committee of three from the house and two from the senate be appointed to examine the books and accounts of the office of the Secretary of State and of the board of land commissioners, and to report to both houses; and that said committee be authorized to employ a competent accountant and such other clerical assistance as may be found necessary.

Mr. Roberts moved its adoption.

Carried.

Mr. Thompson submitted house resolution No. 8:

HOUSE RESOLUTION NO. 8.

*Resolved,* That all the State officers of the State of Oregon, as well as all ex-Senators and ex-Representatives, be and the same are hereby invited to seats within the bar of the house.

Which, on his motion, was adopted.

Mr. Jennings introduced house concurrent resolution No. 6:

HOUSE CONCURRENT RESOLUTION NO. 6.

*Resolved by the House, the Senate concurring:*

That a committee of five, consisting of three from the house and two from the senate, be appointed to examine and investigate the management for the past two years of the Oregon State penitentiary and report at their earliest convenience to each house.

*Be it further resolved,* That they are hereby authorized to employ clerical aid if in their judgment the same may be necessary.

Mr. Jennings moved its adoption.

Carried.

Mr. Paulsen introduced house concurrent resolution No. 7:

HOUSE CONCURRENT RESOLUTION NO. 7.

*Resolved by the House, the Senate concurring:*

That a joint committee, consisting of three on the part of the house and two on the part of the senate, be appointed to investigate

the manner in which the printing for the State has been done during the past two years; and the said committee is hereby empowered to employ an expert to measure and report the amount of the various departments of the State work.

Which, on motion of Mr. Paulsen, was adopted.

Mr. Crook introduced house concurrent resolution No. 8:

#### HOUSE CONCURRENT RESOLUTION NO. 8.

*Resolved by the House, the Senate concurring:*

That there be appointed a joint committee of both houses, to consist of three members of the house and two from the senate, to devise ways and means to protect the large fishing industries of the State and report on the best methods of replenishing and increasing the products of our rivers by propagation; said committee to report by bill or otherwise.

On motion of Mr. Crook, house concurrent resolution No 8 was adopted.

Mr. Miller of Jackson introduced house resolution No. 9:

#### HOUSE RESOLUTION NO. 9.

*Resolved,* That the reporters of the various papers represented on the floor of this house be included in house resolution No. 3, furnishing stamps and wrappers to members.

Mr. R. A. Miller moved its adoption.

Lost.

Mr. Roe moved to suspend the rules and read house bill No. 33 the first time by title only.

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Apperson, Armstrong, Bean, Belknap, Blundell, Bowditch, Condon, Crook, Crosno, Derby, Earhart, Fell, Fisher of Polk, Fisher of Multnomah, Gambée, Gear, Gilbert, Gilham, Goodnough, Hahn, Harrington, Haskell, Howard, Hunter, Jennings, Kirk, Labrie, Ladd, Laughlin, Layman, Maxwell, McCoy, Miller of Jackson, Miller of Linn, Moore, Morelock, Moss, Myers, Northup, Paquet, Paulsen, Pope, Price, Ricker, Roberts, Roe, Short, Stafford, Strowbridge, Thomas, Thompson, Waldo, Weed, Williamson, Wilson, and Mr. Speaker—56.

Nays—None.

Absent—Messrs. Hume, Napton, Parker and Powell—4.

So the rules were suspended and house bill No. 33 was read the first time by title and passed to its second reading.

Mr. Wilson moved that house bill No. 33 be not printed.  
Lost.

House bills Nos. 34 and 35 were read the first time and passed to their second reading.

The Speaker submitted the following:

MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
SALEM, Oregon,  
January 14, 1889. }

*Mr. Speaker :*

I am directed by the President to inform you that the senate has adopted senate concurrent resolution No. 3, to provide for a joint committee to examine the books and papers of the Secretary of State.

And the same is herewith transmitted to you for the consideration of the house.

JOHN H. SHUPE,  
Chief Clerk.

Mr. Apperson move that the house concur.

Carried.

The Speaker submitted the following:

MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
SALEM, Oregon,  
January 15, 1889. }

*Mr. Speaker :*

I am directed by the President to inform you that the senate has adopted senate concurrent resolution No. 4, to provide for a joint committee to investigate and examine records and accounts of the board of State land commissioners.

And the same is herewith transmitted for the consideration of the house.

JOHN H. SHUPE,  
Chief Clerk.

On motion of Mr. Blundell, the house concurred in senate concurrent resolution No. 4.

House bills Nos. 36 and 37 were read the first time and passed to their second reading.

By unanimous consent, Mr. Hahn introduced house joint resolution No. 2:

## HOUSE JOINT RESOLUTION NO. 2.

*Be it resolved by the House of Representatives of the State of Oregon, the Senate concurring :*

That a committee of five be appointed, consisting of three from the house and two from the senate, to investigate the manner in which the fish commission of this State has enforced the laws pertaining to the fish industry thereof during the two years last past, and to examine into the accounts of said commission; and that said committee be authorized to employ clerical help in the examination of said accounts.

And moved its adoption.

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Apperson, Armstrong, Bean, Belknap, Blundell, Condon, Crosno, Derby, Fell, Fisher of Polk, Fisher of Multnomah, Gambee, Geer, Gilbert, Gilham, Goodnough, Hahn, Harrington, Haskell, Howard, Hume, Hunter, Jennings, Labrie, Ladd, Laughlin, Layman, Maxwell, McCoy, Miller of Jackson, Miller of Linn, Moore, Morelock, Moss, Myers, Napton, Northup, Paquet, Parker, Paulsen, Pope, Powell, Price, Ricker, Roberts, Roe, Short, Stafford, Strowbridge, Thomas, Thompson, Waldo, Weed, Williamson, Wilson, and Mr. Speaker—56.

Nays—None.

Absent—Messrs. Bowditch, Crook, Earhart and Kirk—4.

So house joint resolution No. 2 was adopted.

On motion of Mr. Maxwell, the house adjourned until 10 o'clock to-morrow morning.

WEDNESDAY, JANUARY 16, 1889.

## MORNING SESSION.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
January 16, 1889. }

House called to order at 10 A. M., the Speaker in the chair.  
The roll was called and all the members present.

House opened with prayer by Rev. J. M. Dick of Salem.

Clerk read the journal of yesterday, which was approved as read.

The chair appointed the following committees:

Under house concurrent resolution No. 1, to examine books of State Treasurer, Messrs. Earhart, Bean, Miller of Linn.

Under house concurrent resolution No. 3, to examine the affairs of the insane asylum, Messrs. Roberts, Fisher of Multnomah, Jennings.

Under senate concurrent resolution No. 3, to examine books of Secretary of State, Messrs. Apperson, Earhart, Miller of Jackson.

Under senate concurrent resolution No. 4, to examine the accounts of the State land commissioners, Messrs. Blundell, Good-nough, Moss.

Under senate concurrent resolution No. 1, to examine the workings of the agricultural college, Messrs. Geer, Laughlin, Napton.

The Speaker called Mr. Thompson to the chair.

The fifth order of business was continued.

By unanimous consent, the following bills were introduced:

Mr. R. A. Miller introduced house bill No. 42, a bill for an Act entitled an Act to amend sections 1932 and 1940 of the codes and general laws of the State of Oregon, as compiled and annotated by W. Lair Hill.

Mr. Layman introduced house bill No. 43, for an Act to regulate the sale of spirituous, malt or vinous liquors, and to prevent the sale thereof without having first obtained a license therefor, and to repeal all laws and parts of laws in conflict therewith.

Mr. Jennings introduced house bill No. 44, to amend sections 3587, 3591 and 3593, chapter LI, laws of Oregon, as compiled by W. Lair Hill, relating to interest and usury.

Mr. Waldo introduced house bill No. 45, to repeal section 617 of an Act entitled an Act to provide a code of criminal procedure, and to define crimes and their punishment, approved October 19, 1864, the same being indetical with section 1344 of Hill's annotated code of the general laws of Oregon.

Mr. Crook introduced house bill No. 46, to provide for the construction of a wagon road from Chetco to Port Orford, in Curry county, Oregon, and to provide money therefor.

Mr. Hume introduced house bill No. 47, to regulate the heating of steam passenger cars.

Mr. Price introduced house bill No. 48, to authorize and empower the Tolo townsite and milling company to construct, maintain and keep a boom or booms on Rogue river running through Jackson county, Oregon.

Mr. Smith introduced house bill No. 49, for an Act to authorize

the construction and operating of portage railroads at the Cascades and between The Dalles and Celilo, Oregon.

Mr. Earhart introduced house bill No. 50, for an Act to provide for the purchase and distribution of the 14th and 15th volumes of the Oregon supreme court reports, and for the distribution and sale of Hill's annotated laws of Oregon, and for session laws and Oregon reports.

Mr. Blundell introduced house bill No. 51, a bill for an Act to establish a State weather service in the State of Oregon for the purpose of co-operating with the United States signal service in the collection of climatic data, and publishing the same; to disseminate more speedily and thoroughly the United States signal service weather forecast, storm and frost warnings for the benefit of the citizens of this State; to establish in each county one or more meteorological stations and making an appropriation therefor.

Mr. Harrington introduced house bill No. 52, to amend section 1548 of chapter XXXIV, title I, criminal procedure, of the general laws of Oregon, as annotated and compiled by W. Lair Hill.

Also house bill No. 53, to amend section 968 of chapter XII of title III of the laws of Oregon, as annotated and compiled by W. Lair Hill.

Mr. Moss introduced house bill No. 54, to incorporate the town of Lakeview, in Lake county, Oregon.

Mr. Howard introduced house bill No. 55, to amend sections 8, 10 and 11 of an Act entitled an Act to incorporate the town of Grant's Pass, in Josephine county, Oregon, limiting its powers and defining the duties of its officers, approved February 17, 1887, and to provide for the opening, laying out, improvement and extension of streets, and for the construction and repair of sidewalks, sewers and drains in said town; to provide for the collection of delinquent taxes and for the performance of the duties of recorder in case of his disability.

Mr. Ricker introduced house bill No. 56, to authorize the Gardiner mill company to construct, maintain and operate a boom on the Umpqua river in Douglas county, State of Oregon.

Mr. Condon introduced house bill No. 57, to amend section 1733 of chapter II of title II of the criminal code of Oregon, as compiled and annotated by W. Lair Hill.

Mr. Stafford introduced house bill No. 58, to amend section 3577, chapter I, of the miscellaneous laws of Oregon, as compiled and annotated by W. Lair Hill, relating to insurance.

Mr. Maxwell introduced house bill No. 59, to change the time of holding the term of the circuit court in Tillamook county.

Also house bill No. 60, to change the time of holding the county court of Tillamook county.

Mr. Powell introduced house bill No. 61, to regulate hunting on enclosed land.

Mr. Hahn introduced house bill No. 62, to provide for fishing, catching, or taking salmon in the Columbia river and its tributaries where the State of Oregon has concurrent jurisdiction on the waters of said river and its tributaries with the Territories of Washington and Idaho by means of weir-nets, pound-nets or fish-traps.

Mr. Apperson introduced house bill No. 63, to prevent the production and sale of unwholesome foods and to regulate sales of adulterated foods, drinks and medicines.

Mr. Hunter introduced house bill No. 64, to incorporate the city of Enterprise, in Wallowa county, Oregon.

Mr. Harrington introduced house bill No. 65, relating to the lending of money by co-operative building and loan corporations only to their stockholders.

Mr. Blundell introduced house bill No. 66, to reduce the rate of interest in this State.

Mr. Paquet introduced house bill No. 67, to amend subdivision 9 of section 2590 of title III of chapter XVI of Hill's annotated laws of Oregon, relating to duties of county school superintendents.

Mr. Jennings introduced house bill No. 68, to amend section 4044, title IV, chapter LXXIII, of the miscellaneous laws of Oregon, as compiled by W. Lair Hill.

Mr. Gilham introduced house bill No. 69, to create the county of Harney, and fix the salaries of county judge and treasurer thereof.

Mr. Price introduced house bill No. 70, to amend section 4044, title IV, chapter LXXIII, of the miscellaneous laws of Oregon, as compiled and annotated by W. Lair Hill.

Mr. Bowditch introduced house bill No. 71, for an Act to incorporate the city of Ashland, in Jackson county, and to define the powers thereof.

Mr. Moss introduced house bill No. 72, to amend an Act entitled an Act to regulate the salaries of county judges of the State of Oregon, approved February 20, 1885, approved February 21, 1887.

Mr. Jennings gave notice that on to-morrow or some future day he would introduce a bill relating to road supervisors and other purposes.

Mr. Ladd introduced, by unanimous consent, house concurrent resolution No. 9:

#### HOUSE CONCURRENT RESOLUTION NO. 9.

*Resolved by the House, the Senate concurring:*

That a joint committee of three on the part of the house, and

two on the part of the senate, be appointed to investigate and examine into the affairs of the State university.

Mr. Earhart moved its adoption.

Carried.

By unanimous consent, Mr. Wilson introduced house concurrent resolution No. 10:

HOUSE CONCURRENT RESOLUTION NO. 10.

*Resolved by the House, the Senate concurring:*

That a joint committee be appointed, consisting of two members of the senate and three members of the house, to examine and investigate the affairs of the Oregon State penitentiary for the past two years.

Which, on motion of Mr. Derby, was adopted.

By unanimous consent, Mr. Stafford introduced house concurrent resolution No. 11:

HOUSE CONCURRENT RESOLUTION NO. 11.

*Resolved by the House, the Senate concurring:*

That a committee of three on the part of the house and two on the part of the senate be appointed to visit the school for deaf mutes and report to their respective houses the general condition and management of the same.

Which, upon his motion, was adopted.

By unanimous consent, Mr. Short introduced house joint resolution No. 3:

HOUSE JOINT RESOLUTION NO. 3.

*Resolved by the House, the Senate concurring:*

That the following amendment to the constitution of the State of Oregon be and hereby is proposed:

That section 29 of article IV of the constitution of Oregon be and the same is hereby abrogated and in lieu thereof section 29 of article IV of the constitution of the State of Oregon shall be as follows:

Section 29. The members of the legislative assembly shall receive for their services a sum not exceeding five dollars a day from the commencement of the session, but such pay shall not exceed in the aggregate two hundred and fifty dollars for per diem



allowance for any one session. When convened in extra session by the Governor they shall receive five dollars per day, but no extra session shall continue for a longer period than twenty days. The presiding officers of the assembly shall, in virtue of their office, receive an additional sum of three dollars per diem. They shall also receive the sum of three dollars for every twenty miles they shall travel in going to and returning from their place of meeting on the most usual route.

Mr. Short moved to adopt.

Mr. Apperson moved to substitute the motion to adopt by ordering the resolution printed.

The motion to substitute prevailed, and house joint resolution No. 3 was sent to the Printer.

By unanimous consent, Mr. Hume introduced house resolution No. 10:

#### HOUSE RESOLUTION NO. 10.

WHEREAS, It is necessary for the transaction of the clerical work of this house that the services of an additional clerk be obtained; therefore,

*Resolved*, That the Speaker be and he is hereby authorized to appoint a suitable person to act as such assistant clerk.

And moved its adoption.

Carried.

By unanimous consent, Mr. Apperson introduced house resolution No. 11:

#### HOUSE RESOLUTION NO. 11.

*Resolved*, That no municipal corporation bill shall be printed unless specially ordered by the house.

Which, on his motion, was adopted.

House bills Nos. 38, 39 and 40 were read first time and passed to second reading.

The Speaker resumed the chair and submitted the following:

#### MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
SALEM, Oregon,  
January 16, 1889. }

*Mr. Speaker :*

I am directed by the President to inform you that the senate has concurred in house concurrent resolution No. 6, relating to affairs of the State penitentiary.

And the same is herewith transmitted to you.

JOHN H. SHUPE,  
Chief Clerk.

MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
SALEM, Oregon, }  
January 16, 1889. }

*Mr. Speaker :*

I am directed by the President to inform you that the senate has adopted senate concurrent resolution No. 5, to instruct the committees on printing to investigate the printing done for the various departments of the State.

And the same is herewith transmitted to you for the consideration of the house.

JOHN H. SHUPE,  
Chief Clerk.

Mr. Maxwell moved the house concur in senate concurrent resolution No. 5.

Carried.

By unanimous consent, Mr. Thompson introduced house concurrent resolution No. 12 :

HOUSE CONCURRENT RESOLUTION NO. 12.

*Resolved by the House, the Senate concurring :*

That the committees appointed to investigate the offices of State Treasurer, Secretary of State and the Fish Commissioners be and they are hereby authorized and granted power to send for persons and papers, to summon witnesses and administer oaths, while they are engaged in their duties on said committees.

On motion of Mr. Derby, it was adopted.

House bills Nos. 41 and 42 were read the first time and passed to their second reading.

JOINT CONVENTION.

This being the hour fixed for the joint convention, the senate of the State of Oregon came within the bar of the house, and the convention was called to order by the President of the Senate.

The Clerk of the Senate called the roll of the senate and all the Senators were present.

The Clerk of the House called the roll of the house and all the members were present except Messrs. Harrington and Powell.

Mr. Apperson moved to appoint a committee of three to wait upon the Governor and conduct him within the bar of the house.

Carried.

The President appointed Messrs. Apperson, Chamberlin and Miller of Jackson as such committee.

The committee retired and soon returned accompanied by His Excellency, Governor Pennoyer, whom the President introduced to the joint convention.

The Governor then delivered the following biennial message:

[See the appendix.—STATE PRINTER.]

When the Governor concluded, Mr. Thompson moved that the joint convention now dissolve.

Which motion prevailed, and the senate retired.

#### IN THE HOUSE.

On motion of Mr. Miller of Jackson, the house adjourned until 2 o'clock P. M.

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#### AFTERNOON SESSION.

The house was called to order pursuant to adjournment, the Speaker in the chair.

The roll was called, and Messrs. Crook, Earhart, Fisher of Polk, Geer, Powell and Thomas were absent.

Mr. Myers was excused on account of sickness.

Pursuant to an order of the house expressed by house resolution No. 10, the Speaker appointed G. O. Holman second assistant clerk, who, after first being duly sworn, entered upon the discharge of his duties.

By unanimous consent, Mr. Blundell was allowed to withdraw house bill No. 66.

By unanimous consent, Mr. Geer introduced house resolution No. 12:

#### HOUSE RESOLUTION NO. 12.

*Resolved*, That the sessions of this house be from the hour of 10 o'clock A. M. to 12 o'clock M., and from 2 o'clock P. M. to 5. P. M.

Mr. Geer moved its adoption.

Mr. Bowditch moved to amend by striking out "10" and inserting "9:30."

The amendment was lost.

Mr. Apperson offered house resolution No. 13 as a substitute for house resolution No. 12:

HOUSE RESOLUTION NO. 13.

*Resolved*, That the sessions of this house be fixed at from 10 o'clock A. M. to 12 M., and from 2 o'clock P. M. to 5 o'clock P. M. of each day unless otherwise ordered.

And moved its adoption.

Lost.

The question recurring on the adoption of house resolution No. 12, it was decided in the affirmative.

House bill No. 43 was read the first time and passed to a second reading.

The Speaker submitted the following:

MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
SALEM, Oregon,  
January 16, 1889. }

*Mr. Speaker:*

I am directed by the President to inform you that the senate has adopted senate concurrent resolution No. 6, providing for the joint action of the committees on assessment of both senate and house.

And the same is herewith transmitted to you for the consideration of the house.

JOHN H. SHUPE,  
Chief Clerk.

On motion of Mr. Thompson, the house concurred.

MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
SALEM, Oregon,  
January 16, 1889. }

*Mr. Speaker:*

I am directed by the President to inform you that the President has appointed on the part of the senate, Messrs. Mackay and Hamilton, committee to examine into the affairs of the Oregon State penitentiary.

JOHN H. SHUPE,  
Chief Clerk.

## MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
SALEM, Oregon,  
January 16, 1889. }

*Mr. Speaker :*

I am directed by the President to inform you that the President has appointed on the part of the senate, Messrs. Looney and Wager to examine into the affairs of the Oregon insane asylum.

JOHN H. SHUPE,  
Chief Clerk.

## MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
SALEM, Oregon,  
January 16, 1889. }

*Mr. Speaker :*

I am directed by the President to inform you that the President has appointed on the part of the senate, Messrs. Chamberlin and Chandler to examine the books and accounts of the Secretary of State.

JOHN H. SHUPE,  
Chief Clerk.

## MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
SALEM, Oregon,  
January 16, 1889. }

*Mr. Speaker :*

I am directed by the President to inform you that the President has appointed on the part of the senate, Messrs. Fullerton and Stanley to examine the books and affairs of the State land commissioners.

JOHN H. SHUPE,  
Chief Clerk.

House bills Nos. 44 and 45 were read first time and passed to second reading.

Mr. Apperson moved to suspend the rules and read house bill No. 46 the first time by title only.

On this question the roll was called and the vote was :

Those voting aye were:

Messrs. Apperson, Armstrong, Bean, Belknap, Blundell, Bow-

ditch, Condon, Crook, Crosno, Derby, Earhart, Fell, Fisher of Polk, Fisher of Multnomah, Gambee, Geer, Gilbert, Gilham, Goodnough, Hahn, Harrington, Haskell, Howard, Hume, Hunter, Jennings, Kirk, Labrie, Ladd, Laughlin, Layman, Maxwell, McCoy, Miller of Jackson, Miller of Linn, Moore, Morelock, Moss, Myers, Napton, Northup, Paquet, Parker, Paulsen, Pope, Powell, Price, Ricker, Roberts, Roe, Short, Stafford, Strowbridge, Thompson, Waldo, Weed, Williamson, Wilson, and Mr. Speaker—59.

Nays—None.

Absent—Mr. Thomas.

So the rules were suspended and house bill No. 46 was read the first time by title and passed to its second reading.

The Speaker submitted the following :

#### MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
SALEM, Oregon,  
January 16, 1889. }

*Mr. Speaker :*

I am directed by the President to inform you that the senate has concurred in house concurrent resolution No. 11, relating to investigation and management of the school for deaf mutes.

And the same is herewith transmitted to you.

JOHN H. SHUPE,  
Chief Clerk.

House bill No. 47 was read first time and passed to its second reading.

Mr. Bowditch moved to suspend the rules and read house bill No. 48 the first time by title only.

On this question the roll was called and the vote was :

Those voting aye were :

Messrs. Apperson, Armstrong, Bean, Belknap, Blundell, Bowditch, Condon, Crook, Crosno, Derby, Earhart, Fell, Fisher of Polk, Fisher of Multnomah, Gambee, Geer, Gilham, Goodnough, Hahn, Haskell, Howard, Hume, Hunter, Jennings, Kirk, Labrie, Ladd, Laughlin, Layman, Maxwell, McCoy, Miller of Jackson, Miller of Linn, Moore, Morelock, Moss, Napton, Northup, Paquet, Parker, Paulsen, Pope, Powell, Price, Ricker, Roberts, Roe, Short, Stafford, Strowbridge, Thompson, Waldo, Weed, Williamson, Wilson, and Mr. Speaker—56.

Nays—None.

Absent—Messrs. Gilbert, Harrington, Myers and Thomas—4.

So the rules were suspended and house bill No. 48 was read the first time by title and passed to its second reading.

House bill No. 49 was read first time and passed to its second reading.

The Speaker submitted the following:

MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
SALEM, Oregon,  
January 16, 1889. }

*Mr. Speaker :*

I am directed by the President to inform you that the senate has concurred in house concurrent resolution No. 9, providing for a joint committee to examine into the affairs of the State university.

And the same is herewith transmitted to you.

JOHN H. SHUPE,  
Chief Clerk.

House bill No. 50 was read first time and passed to its second reading.

The chair appointed under house concurrent resolution No. 6 as the committee on the part of the house, Messrs. Wilson, Fell and Gambee.

Mr. Blundell moved to suspend the rules and read house bill No. 51 the first time by title only.

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Apperson, Armstrong, Bean, Belknap, Blundell, Bowditch, Condon, Crook, Crosno, Derby, Earhart, Fell, Fisher of Polk, Fisher of Multnomah, Gambee, Geer, Gilbert, Gilham, Goodnough, Hahn, Harrington, Haskell, Howard, Hume, Hunter, Jennings, Kirk, Labrie, Ladd, Laughlin, Layman, Maxwell, McCoy, Miller of Jackson, Miller of Linn, Moore, Morelock, Moss, Napton, Northup, Paquet, Paulsen, Pope, Powell, Price, Ricker, Roberts, Roe, Short, Stafford, Strowbridge, Thomas, Thompson, Waldo, Weed, Williamson, Wilson, and Mr. Speaker—58.

Nays—None.

Absent—Messrs. Myers and Parker—2.

So the rules were suspended and house bill No. 51 was read the first time by title and passed to its second reading.

House bills Nos. 52 and 53 were read the first time and passed to their second reading.

Mr. Moss moved to suspend the rules and read house bill No. 54 the first time by title only.

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Apperson, Armstrong, Bean, Belknap, Bowditch, Condon, Crosno, Derby, Earhart, Fisher of Polk, Fisher of Multnomah, Gambee, Geer, Gilbert, Gilham, Goodnough, Hahn, Harrington, Haskell, Howard, Hume, Hunter, Jennings, Kirk, Labrie, Ladd, Laughlin, Layman, Maxwell, McCoy, Miller of Jackson, Miller of Linn, Moore, Morelock, Moss, Napton, Northup, Paquet, Parker, Paulsen, Pope, Powell, Price, Ricker, Roberts, Roe, Short, Stafford, Strowbridge, Thompson, Waldo, Weed, Williamson, Wilson, and Mr. Speaker—55.

Nays—None.

Absent—Messrs. Blundell, Crook, Fell, Myers and Thomas—5.

So the rules were suspended and house bill No. 54 was read the first time by title and passed to a second reading.

Mr. Howard moved to suspend the rules and read house bill No. 55 the first time by title only.

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Apperson, Armstrong, Bean, Belknap, Bowditch, Condon, Crosno, Derby, Earhart, Fisher of Polk, Fisher of Multnomah, Gambee, Geer, Gilbert, Gilham, Goodnough, Hahn, Harrington, Haskell, Howard, Hume, Hunter, Jennings, Kirk, Labrie, Ladd, Laughlin, Layman, Maxwell, McCoy, Miller of Jackson, Miller of Linn, Moore, Morelock, Moss, Napton, Northup, Paquet, Paulsen, Pope, Powell, Price, Ricker, Roberts, Roe, Short, Stafford, Strowbridge, Thomas, Thompson, Waldo, Weed, Williamson, Wilson, and Mr. Speaker—55.

Nays—None.

Absent—Messrs. Blundell, Crook, Fell, Myers and Parker—5.

So the rules were suspended and house bill No. 55 was read the first time by title and passed to its second reading.

Mr. Ricker moved to suspend the rules and read house bill No. 56 the first time by title only.

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Apperson, Armstrong, Bean, Belknap, Bowditch, Condon, Crosno, Derby, Earhart, Fisher of Polk, Fisher of Multnomah, Gambee, Geer, Gilbert, Gilham, Goodnough, Hahn, Harrington, Haskell, Howard, Hume, Hunter, Jennings, Kirk, Labrie, Ladd, Laughlin, Layman, Maxwell, McCoy, Miller of Jackson, Miller of Linn, Moore, Morelock, Moss, Napton, Northup, Paquet, Parker, Paulsen, Powell, Ricker, Roberts, Roe, Short, Stafford, Strowbridge, Thompson, Waldo, Weed, Williamson, Wilson, and Mr. Speaker—54.



Nays—Mr. Thomas.

Absent—Messrs. Blundell, Crook, Fell, Myers and Price—5.

So the rules were suspended and house bill No. 56 was read the first time by title and passed to its second reading.

House bills Nos. 57, 58, 59, 60, 61 and 62 were read the first time and passed to their second reading.

Mr. Apperson moved to suspend the rules and read house bill No. 63 the first time by title only.

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Apperson, Armstrong, Bean, Belknap, Blundell, Bowditch, Condon, Crosno, Derby, Earhart, Fisher of Polk, Fisher of Multnomah, Gambee, Geer, Gilbert, Gilham, Goodnough, Hahn, Harrington, Haskell, Howard, Hume, Hunter, Jennings, Kirk, Labrie, Ladd, Laughlin, Layman, Maxwell, McCoy, Miller of Jackson, Moore, Morelock, Moss, Napton, Northup, Paquet, Parker, Paulsen, Pope, Powell, Price, Ricker, Roberts, Roe, Short, Stafford, Strowbridge, Thompson, Waldo, Weed, Williamson, Wilson, and Mr. Speaker—55.

Nays—None.

Absent—Messrs. Crook, Fell, Miller of Linn, Myers and Thomas—5.

So the rules were suspended and house bill No. 63 was read the first time by title and passed to its second reading.

Mr. Hunter moved to suspend the rules and read house bill No. 64 the first time by title only.

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Apperson, Armstrong, Bean, Belknap, Bowditch, Condon, Crosno, Derby, Earhart, Fell, Fisher of Polk, Fisher of Multnomah, Gambee, Geer, Gilbert, Gilham, Goodnough, Hahn, Haskell, Howard, Hume, Hunter, Jennings, Kirk, Labrie, Ladd, Laughlin, Layman, Maxwell, McCoy, Miller of Jackson, Miller of Linn, Moore, Morelock, Moss, Napton, Northup, Paquet, Parker, Paulsen, Pope, Powell, Price, Ricker, Roberts, Roe, Short, Stafford, Strowbridge, Thomas, Thompson, Waldo, Weed, Williamson, Wilson, and Mr. Speaker—57.

Nays—None.

Absent—Messrs. Crook, Harrington and Myers.—3.

So the rules were suspended and house bill No. 61 was read the first time by title and passed to its second reading.

House bills Nos. 65, 67, 68, 69 and 70 were read the first time and passed to their second reading.

Mr. Bowditch moved to suspend the rules and read house bill No. 71 the first time by title only.

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Apperson, Armstrong, Bean, Belknap, Blundell, Condon, Crook, Crosno, Derby, Fell, Fisher of Polk, Fisher of Multnomah, Gambee, Geer, Gilham, Goodnough, Harrington, Haskell, Howard, Hunter, Jennings, Kirk, Labrie, Ladd, Laughlin, Layman, Maxwell, Miller of Jackson, Miller of Linn, Moore, Morelock, Paquet, Parker, Pope, Powell, Price, Ricker, Roberts, Roe, Short, Stafford, Strowbridge, Thompson, Waldo, Weed, Williamson, Wilson, and Mr. Speaker—48.

Nays—None.

Absent—Messrs. Bowditch, Earhart, Gilbert, Hahn, Hume, McCoy, Moss, Myers, Napton, Northup, Paulsen and Thomas—12.

So the rules were suspended and house bill No. 71 was read the first time by title and passed to its second reading.

House bill No. 72 was read the first time and passed to its second reading.

On motion of Mr. Short, the house adjourned.

THURSDAY, JANUARY 17, 1889.

MORNING SESSION.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
January 17, 1889. }

House called to order at 10 o'clock A. M., Mr. Speaker in the chair.

The roll was called and all the members present except Messrs. Crosno and Hume.

Mr. Myers was excused on account of sickness.

House opened with prayer by Rev. P. R. Burnett of Salem.

Mr. Apperson moved to dispense with the reading of the journal of yesterday.

Lost.

The journal of yesterday was read and approved.

On motion of Mr. Blundell, Hon. G. W. Riddle was invited to a seat within the bar of the house.

On motion of Mr. Harrington, Hon. F. V. Drake was invited to a seat within the bar of the house.

The Speaker announced the following:

MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
SALEM, Oregon,  
January 17, 1889. }

*Mr. Speaker:*

I am directed by the President to inform you that the senate has adopted senate concurrent resolution No. 7, relating to adjournment of both houses, as follows:

*Resolved by the Senate, the House concurring:*

That both houses of the legislative assembly upon adjournment to-day adjourn to 2 o'clock P. M. Monday, January 21, 1889.

And the same is herewith transmitted to you for the consideration of the house.

JOHN H. SHUPE,  
Chief Clerk.

On motion of Mr. Apperson, the house concurred in senate concurrent resolution No. 7.

MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
SALEM, Oregon,  
January 17, 1889. }

*Mr. Speaker:*

I am directed by the President to inform you that the senate has concurred in house concurrent resolution No. 12, relating to granting certain powers to standing committees.

And the same is herewith transmitted to you.

JOHN H. SHUPE,  
Chief Clerk.

On motion of Mr. Condon, Col. Kelsay was invited to a seat within the bar of the house.

On motion of Mr. Blundell, Hon. Wm. Manning was invited to a seat within the bar of the house.

The Speaker submitted the following:

## MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
SALEM, Oregon,  
January 16, 1889. }

*Mr. Speaker :*

I am directed by the President to inform you that the senate has adopted senate joint memorial No. 2, asking congress to reimburse the Union soldiers for loss arising from discount of currency paid them.

And the same is herewith transmitted to you for the consideration of the house.

JOHN H. SHUPE,  
Chief Clerk.

Mr. Roberts moved the house concur in senate joint memorial No. 2.

Mr. Miller of Jackson moved to substitute for the motion to adopt an order that 300 copies be printed.

Lost.

The motion to concur was then carried.

The Speaker announced the following special committees:

Under house concurrent resolution No. 11, to investigate school for deaf mutes, Messrs. Stafford, Thompson and Myers.

Under house concurrent resolution No. 9, to investigate State university, Messrs. Ladd, Roe and Morelock.

The pending order of business being the second reading of house bills, on motion of Mr. Thompson, the house returned to the order of business, introduction and first reading of bills.

Mr. Hahn gave notice that on to-morrow or some future day he would offer an amendment to rule 8 of the house by adding a committee on fishery, consisting of five members, as one of the standing committees.

Consent being given, Mr. Hume, by request, introduced house bill No. 73, making an appropriation for the purchase of artillery equipments for battery "A," first artillery, O. N. G., and providing for disbursement thereof, and for the purchase of such artillery equipment.

Mr. Paquet introduced house bill No. 74, to amend section 3015 of title I, chapter XXI, of Hill's annotated laws of Oregon, relating to the acknowledgment of conveyances of real property.

Mr. Harrington introduced house bill No. 75, to amend sections 3295 and 3296 of the miscellaneous laws of Oregon, as compiled and annotated by W. Lair Hill.

Mr. Apperson introduced house bill No. 76, to amend sections 495 and 499 of the civil code of Oregon, as compiled by W. Lair Hill.

Mr. Gilbert introduced house bill No. 77, to amend title I of chapter XXIII of the laws of Oregon, as compiled by W. Lair Hill, relating to the descent and distribution of real property of deceased persons.

Mr. Geer introduced house bill No. 78, to provide for the payment of wages in the lawful money of the United States and to punish violations of the same.

Also house bill No. 79, to amend sections 4 and 5 of an Act entitled an Act to provide for the collection of school district taxes, approved October 20, 1876.

Mr. Short introduced house bill No. 80, to repeal sections 3211, 3212, 3213, 3214, 3215 and 3216 in chapter XXXI of the miscellaneous laws of Oregon, as compiled by W. Lair Hill, known as the specific contract law.

Mr. Geer introduced house bill No. 81, to repeal an Act approved November 21, 1885, relating to Mongolian pheasants, and to amend section 1935 of the general laws of Oregon, as compiled and annotated by W. Lair Hill.

Mr. Short introduced house bill No. 82, to define and establish the boundary line between the counties of Clackamas and Multnomah.

Mr. Thompson introduced house bill No. 83, relating to the surveys authorized by the congress of the United States in the State of Oregon.

Mr. Smith introduced house bill No. 84, providing for the establishment of a State normal school.

Mr. Laughlin introduced house bill No. 85, to incorporate the town of Newberg, in Yamhill county, State of Oregon, and to grant, designate and define the powers thereof.

Mr. Paulsen introduced house bill No. 86, to amend section 2288 of Hill's annotated code of the general laws of Oregon, said section being part of an Act to establish a supreme court and circuit courts of the State of Oregon.

Mr. Jennings introduced house bill No. 87, previous notice having been given, to amend sections 4082, 4084 and 4096, title I, chapter LXXVI, of miscellaneous laws of Oregon, as compiled by W. Lair Hill, relating to road supervisors and other purposes.

By consent, Mr. Napton introduced house bill No. 88, making slander a misdemeanor and fixing the punishment therefor.

Also house bill No. 89, concerning common law and British statutes.

Mr. Jennings introduced house bill No. 90, to amend section 1935 and repeal sections 1941, 1942, 1943 and 1944, chapter VIII, of the criminal code of Oregon, as compiled and annotated by W. Lair Hill.

Mr. Maxwell introduced house bill No. 91, to appropriate ten thousand dollars to aid Tillamook county in the construction of a wagon road from the Nehalem river, in the north end of the county, to the Fuqua toll road, in the south end of the county, and to use one thousand dollars of said appropriation on a branch road from South prairie to Netart's bay, and to create a board of commissioners to construct said roads.

Mr. Armstrong introduced house bill No. 92, to amend sections 2575, 2576 and 2577, being a part of title I, chapter XVI, of the miscellaneous laws of Oregon, as compiled and annotated by W. Lair Hill, pertaining to education.

Mr. Fell introduced house bill No. 93, to provide for the improvement of a wagon road from the town of Heppner, in Morrow county, to the town of Monument, in Grant county.

Mr. Belknap introduced house bill No. 94, to amend section 2584, title II, chapter XVI, of the general laws of Oregon, as compiled and annotated by W. Lair Hill, relating to the duties of the State board of education.

Mr. Condon introduced house bill No. 95, to provide for the times and places for holding the circuit courts in the second judicial district.

Mr. Bean introduced house bill No. 96, to amend section 3458, title II, chapter XL, of the code of miscellaneous laws of the State of Oregon, as compiled and annotated by W. Lair Hill.

Mr. Thompson introduced house bill No. 97, for defraying the funeral expenses of indigent soldiers of the Indian wars of Oregon and those who served in the military service of the United States in the Mexican war and in the Union army during the war of the rebellion.

Mr. Earhart introduced house bill No. 98, to license and regulate insurance business in the State of Oregon.

Mr. Paulsen introduced house bill No. 99, to provide for the election of precinct assessors, abolish the office of county assessor, change the method of making assessments, and for the recording of deeds to listed and patented lands to companies, persons or corporations that the same may be assessed.

Mr. Fell introduced house bill No. 100, to amend section 409, title III, chapter V, of the laws of the State of Oregon, as compiled and annotated by W. Lair, relating to the granting of injunctions.

Mr. Apperson was called to the chair.

By unanimous consent, Mr. Blundell introduced house resolution No. 14:

HOUSE RESOLUTION NO. 14.

*Resolved*, That a committee of three be appointed by the Speaker of the House, whose duty it shall be to investigate and report to the house what necessity existed in the change of text-books of common schools recently made in this State; the extent of such change, the expense that will be thereby entailed upon the citizens of this State, the means taken to procure such change, and the names of the publishers of the text-books now in use in the common schools of this State, and for the names of the publishers of the books in the proposed change.

Which, upon his motion, was adopted.

By unanimous consent, Mr. Paquet introduced house resolution No. 15, which was read and went over under the rules.

By consent, Mr. Miller of Jackson introduced house concurrent resolution No. 13:

HOUSE CONCURRENT RESOLUTION NO. 13.

*Be it resolved by the House, the Senate concurring:*

That a committee of two on the part of the house and a like committee on the part of the senate be appointed to report joint rules for the government of the two houses.

And moved its adoption.

Carried.

The Speaker resumed the chair.

House bills No. 73, 74, 75, 76 and 77 were read the first time and passed to second reading.

House bills Nos. 78, 79, 80 and 81 were read the first time and passed to second reading.

By consent, Mr. Geer introduced house resolution No. 16:

HOUSE RESOLUTION NO. 16.

WHEREAS, The legislative assembly of the State of Oregon did, at its regular session in January, 1885, enact a law providing for the registration of voters preceding each election; and,

WHEREAS, His Excellency, the Governor, did, in his inaugural address, delivered in January, 1887, declare that said registry law was in full force and effect, notwithstanding the decision of the supreme court to the contrary; and,

WHEREAS, His Excellency, the Governor, did among other things declare that "there cannot be found in our constitution any warrant by which the supreme court can suspend by an order the operation of a law which that constitution expressly declares shall never be suspended but by the legislative assembly," and that "a statute of the legislative assembly of Oregon duly enacted is a law of the State until it is repealed by the legislature;" and that "operation can be no more suspended by a decision of the court than it can be by any order of the executive;" and that "there can be no mistake about this whatever;" and that "the courts have no appellate legislative powers under the constitution to revise the judgment of the legislature in this regard;" and that where the constitution declares a statute to be a law, and the courts declare it to be no law, "his duty under his oath is plain," and that the claim of the court was an "usurpation of power" and "tyranny;" and,

WHEREAS, His Excellency further declares that, "finding no warrant either in the State or Federal constitution for the judicial department to nullify an Act of the legislature, the conclusion is irresistible that the registration Act as passed by the legislature of Oregon is the law of the land to-day, and that the order of the court suspending the operation of such law is in violation of section 23, article I, of the constitution, and therefore that it was void and of no effect;" and,

WHEREAS, His Excellency further declared that he would "endeavor to rigidly enforce the laws of the State;" now, therefore,

*Be it resolved by the House of Representatives:*

That any communication would be gladly received from His Excellency explanatory of his apparent neglect of duty in the undoubted non-enforcement of the registry Act of 1885, which he plainly declared to be a "law of the land;" and,

*Be it resolved further,* That since it is the sense of this house that no laws should be passed except those which the public interest actually demands, His Excellency, the Governor, is requested, if compatible with his sense of public duty, to indicate to this house where the necessity exists for the passage of a registry law, as recommended in his recent message, if such a law already stands on our statute books in full force and effect as proclaimed by executive authority.

Mr. Bowditch moved to refer the resolution to the railroad commission.

Mr. Condon moved to lay the resolution on the table.

Which prevailed.

On motion of Mr. Pope, the house adjourned.



MONDAY, JANUARY 21, 1889.

AFTERNOON SESSION.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
January 21, 1889. }

House called to order at 2 P. M., the Speaker in the chair.

The roll was called and Messrs. Crosno, Howard, Labrie, Ladd and Morelock were absent.

Mr. Ladd excused.

House opened with prayer by Rev. Anselm B. Brown of Salem.

The journal of Thursday was read and approved.

Mr. Speaker announced the following standing committees:

*Committee on Elections*—Williamson, Jennings, Fell, Pope and Price.

*On Ways and Means*—Apperson, Earhart and Moss.

*On Education*—Blundell, Armstrong and Kirk.

*On Judiciary*—Harrington, Waldo, Bean, Condon and Bowditch.

*On Claims*—Gilbert, Goodnough and Jennings.

*On Military Affairs*—Ladd, Northup and Miller of Jackson.

*On Roads and Highways*—Paulsen, Hume and Hunter.

*On Engrossed Bills*—Roberts, Harrington and Myers.

*On Enrolled Bills*—Condon, Roe and Gambee.

*On Indian Affairs*—Bean, Moore and Stafford.

*On Printing*—Crook, Hume and Miller of Jackson.

*On Corporations*—Laughlin, Northup and Fell.

*On Commerce*—Thompson, Parker, Thomas, Short and Morelock.

*On Counties*—Crosno, Weed, Laughlin, Blundell and Moss.

*On Federal Relations*—Parker, Weed and Bowditch.

*On Mining*—Haskell, Howard and Price.

*On Public Lands*—Gilham, Ricker and Napton.

*On Internal Improvements*—Stafford, Fisher of Polk and Hahn.

*On Public Buildings*—Geer, Earhart and Napton.

*On Agriculture*—Powell, Roe and Labrie.

*On Alcoholic Traffic*—Layman, Fisher of Multnomah and Derby.

*On Railways and Transportation*—Maxwell, Strowbridge, McCoy, Wilson and Miller of Linn.

*On Assessment and Taxation*—Waldo, Williamson, Paquet, Belknap and Gambee.

At this point Mr. Paquet's house resolution No. 15 was taken up:

## HOUSE RESOLUTION NO. 15.

*Resolved*, That so much of the Governor's message as refers to river improvements be referred to the committee on ways and means.

So much as refers to assessment and taxation, be referred to the committee on assessment and taxation.

So much as refers to freight regulations and commissions, be referred to the committee on railways and transportation.

So much as refers to State charitable and penal institutions, State university and agricultural college, be referred to the committee on education.

And so much as refers to the fishing interests, to be referred to a special committee of three, to be appointed by the Speaker.

Said committees to have leave to report at any time, by bill or otherwise.

Which, on his motion, was adopted.

By unanimous consent, Mr. Howard introduced house joint memorial No. 1:

## HOUSE JOINT MEMORIAL NO. 1.

*To the Honorable Legislative Assembly of the State of Oregon :*

We, your memorialists, the mayor and members of the common council of the town of Grant's Pass, most respectfully represent:

The present charter of the town of Grant's Pass is inadequate to its needs. The progress and improvement of the town can be greatly facilitated by making certain needed amendments to the charter of said town. The proposed amendments to the charter of said town are herewith submitted and are of urgent and immediate necessity for its best interests. The amendments herewith submitted have been fully considered by the common council of the town of Grant's Pass and unanimously concurred in.

Wherefore, your petitioners pray that the proposed amendments be enacted and made a part of the charter of said town.

F. W. VANDYKE,  
Mayor.

J. W. HOWARD,  
J. A. JENNINGS,  
T. P. JUDSON,  
HENRY THORNTON,  
Councilmen.

Unanimously concurred in by the council January 7, 1889.

ROBERT G. SMITH,  
Recorder.

Laid over one day under the rules.

By unanimous consent, Mr. Armstrong introduced house joint memorial No. 2:

HOUSE JOINT MEMORIAL NO. 2.

*To the Senate and House of Representatives of the United States :*

Your memorialists, the legislative assembly of the State of Oregon in the fifteenth biennial session, officially assembled, respectfully represent that the Willamette river is navigable for a distance of one hundred and twenty-five miles from its junction with the Columbia river, without a single obstruction, except by the Willamette falls at Oregon City, which are about twenty-four miles from its mouth.

That several years ago, with State aid and private capital, a private corporation constructed around said falls a canal and locks, which are now owned by another private corporation, and which since their construction have been used for the passage of boats around the falls.

That said private corporation is authorized by law to charge and does charge and collect tolls for the passage of boats and their cargoes through said canal, and that said tolls are a burdensome tax upon the commerce of the river, which forms an important channel of transportation for the products of the most fertile and productive valley of the Pacific coast.

That in other States obstructions of a similar character have been overcome by improvements made and maintained by the Federal Government free of tolls. And in other cases similar improvements constructed by the State or private corporations have been purchased by the General Government and operated by it free of toll or tax upon the commerce passing through the same.

Your memorialists therefore believe that the wisest and most comprehensive statesmanship is that that best conserves the general good of the tax-payer by a judicious expenditure of public funds in such a way as will enhance public values.

Therefore we pray such congressional legislation as will authorize the purchase and maintenance of said canal and locks by the United States, if the same can be purchased at a reasonable price, and if not, then the condemnation of the same.

Laid over one day under the rules.

By unanimous consent, Mr. Hahn introduced house resolution No. 17:

## HOUSE RESOLUTION NO. 17.

*Resolved*, That rule 8 of the rules of the house be amended by adding a committee on fishery to the list of standing committees, said committee to consist of five members.

On his motion, adopted.

By unanimous consent, Mr. Earhart introduced house resolution No. 19:

## HOUSE RESOLUTION NO. 19.

*Resolved*, That the chairman of each and every of the house standing committees be empowered to select such clerical aid as may be deemed necessary for the speedy and correct transaction of business, and that said chairmen shall notify the Secretary of State of the day and date of such appointment, with the name of the person so appointed.

On Mr. Earhart's motion, the resolution was adopted.

By unanimous consent, Mr. Jennings introduced house resolution No. 18:

## HOUSE RESOLUTION NO. 18.

*Resolved*, That the clerk of the house be instructed to have prepared each morning for the use of each member of the house, a calendar showing the status of each bill or measure to be acted upon by the house.

On motion of Mr. Jennings, the resolution was adopted.

Mr. Speaker submitted the following:

## MESSAGE FROM THE SECRETARY OF STATE.

OFFICE OF THE SECRETARY OF STATE, }  
SALEM, Oregon, }  
January 16, 1889. }

*To the Honorable, the Speaker of the House of Representatives of the Legislative Assembly of the State of Oregon:*

I have the honor herewith to deliver to the house of representatives a printed report of the board of railroad commissioners, which was transmitted to this office January 7, 1889, to be laid before the present session of the legislative assembly as provided by law.

I have the honor to be, very respectfully,

Your obedient servant,

GEO. W. McBRIDE,  
Secretary of State.

Mr. Thompson moved that the report be read.

Mr. Northup moved to amend by having the report received and hereafter referred to the appropriate committee.

Which amendment carried, and the motion as amended was adopted.

A communication was read from John Mullan, which, on motion of Mr. Northup, was referred to committee on claims.

By unanimous consent, Mr. Hume introduced house joint resolution No. 4:

#### HOUSE JOINT RESOLUTION NO. 4.

*Resolved by the House, the Senate concurring:*

That the following amendments to the constitution of the State of Oregon be and hereby are proposed:

#### ARTICLE I.

That sections 2, 3, 8, and 10 of article VII, and section 1 of article XIII of the constitution of the State of Oregon be and the same hereby are abrogated, and in lieu thereof said sections 2, 3 and 10 of article VII and section 1 of article XIII shall be as follows:

#### ARTICLE VII.

Section 2. The supreme court shall consist of five Justices, to be chosen in districts by the electors thereof who shall be citizens of the United States, and shall have resided in the State at least three years next preceding their election and after their election to reside in their respective districts. Each of such districts shall be composed of contiguous counties not to exceed one-fourth of the whole number of counties within the State at any time, and no change in the boundaries thereof shall have the effect to remove a Justice from office or require him to change his residence during his term.

Section 3. Said Justices shall be chosen at the first general election following the adoption of this amendment, and every six years thereafter, and shall hold their office for the full term of six years from the first Monday in July next after their election.

Section 10. Judges of the circuit court shall be chosen in the districts by the electors thereof, and shall have the same qualifications as to citizenship and residence, take the same oath, and hold office for a like term as the Justices of the Supreme Court.

## ARTICLE XIII.

Section 1. The Governor shall receive an annual salary of four thousand dollars; the Secretary of State shall receive an annual salary of fifteen hundred dollars; the Treasurer of State shall receive an annual salary of eight hundred dollars; the Chief Justice of the Supreme Court shall receive an annual salary of four thousand dollars; each of the Associate Justices of the Supreme Court shall receive an annual salary of three thousand and five hundred dollars; each of the circuit judges shall receive an annual salary of three thousand dollars, and no more.

On motion of Mr. Hume, house joint resolution No. 4 was referred to the judiciary committee.

By unanimous consent, Mr. Northup introduced house bill No. 101, for an Act to amend section 3082 of chapter XXII of the miscellaneous laws of Oregon, as compiled and annotated by William Lair Hill, relating to the disposition of property by will.

Also house bill No. 102, for an Act to provide for the relief of indigent Union and Mexican war soldiers, sailors, marines and Indian war volunteers, and for the relief of their indigent widows and minor children, and to defray the funeral expenses of such indigent soldiers, sailors, marines and volunteers.

Mr. Thompson introduced house bill No. 103, a bill for an Act to provide for the building of a portage railway around the obstructions to navigation of the Columbia river at The Dalles and Celilo.

Mr. Condon introduced house bill No. 104, a bill for an Act to amend sections 1, 2 and 3 and to repeal section 4 of an Act entitled an Act to aid in the support of the university of Oregon, approved October 17, 1882.

Mr. Powell introduced house bill No. 105, for an Act to create the office of county road supervisors in each of the counties of the State, to provide for the election, qualification and duties of such officer, to enable each of the said counties to levy and collect a road tax, to be known as the county road fund and for the management thereof, and for the construction and improvement of county roads and bridges; and to repeal sections 4081, 4082, 4083, 4084, 4085, 4087, 4088, 4089, 4090, 4091, 4092, 4093, 4094, 4095, 4096, 4097, 4098, 4099, 4100, 4103 and 4104 of chapter LVI, title I, of the general laws of Oregon, as compiled by William Lair Hill, and to repeal section 4140, chapter LVI, title V, of the general laws of Oregon, as compiled by William Lair Hill.

Mr. Paquet introduced house bill No. 106, a bill for an Act entitled an Act to provide assessment blanks for district school clerks.

Mr. Hahn introduced house bill No. 107, for an Act to incorporate the city of Astoria in Clatsop county, Oregon.

Mr. Bean introduced house bill No. 108, for an Act to incorporate the city of Pendleton in Umatilla county, and to define the powers thereof, and to repeal an Act entitled an Act to incorporate the town of Pendleton, Umatilla county, Oregon, approved October 25, 1880, and an Act entitled an Act to incorporate the town of Pendleton, in Umatilla county, and to define the powers thereof, approved February 5, 1885, and an Act entitled an Act to amend an Act entitled an Act to incorporate the town of Pendleton, in Umatilla county, and to define the powers thereof, approved February 21, 1887.

Mr. Thompson introduced house bill No. 109, a bill for an Act to amend an Act entitled an Act to establish a paid fire department for the city of Portland, approved October 9, 1882, amended February 7, 1885.

Mr. Hume introduced house bill No. 110, a bill for an Act to amend an Act to amend section 393 and 805 of the code of civil procedure of the State of Oregon as compiled by Matthew P. Deady and Lafayette Lane, as amended by an Act entitled an Act to amend an Act entitled an Act to provide a code of civil procedure, approved October 11, 1862, approved October 28, 1874, and sections 531 and 533 of the code of civil procedure of the State of Oregon as compiled by Matthew P. Deady and Lafayette Lane, approved February 24, 1885, the same being identical with sections 397, 815, 541 and 543, respectively, of the code of civil procedure of the State of Oregon, as compiled and annotated by William Lair Hill.

Mr. Thompson introduced house bill No. 111, a bill for an Act to provide for analyzing the minerals, mineral waters and other liquids and the medicinal plants of the State of Oregon, and of foods and drugs, and to prevent the adulteration of the same.

Also house bill No. 112, a bill for an Act to protect certain birds and bird's nests in the State of Oregon.

Mr. Jennings introduced house bill No. 113, to regulate the practice of medicine and surgery in the State of Oregon, and fees therefor.

Mr. Condon introduced house bill No. 114, a bill for an Act to amend section 877, title II, chapter XI, general laws of Oregon, as compiled and annotated by W. Lair Hill.

Also house bill No. 115, a bill for an Act to incorporate the city of Eugene, and to repeal all Acts and parts of Acts in conflict herewith.

Mr. Hume introduced house bill No. 116, a bill for an Act to amend section 3101 of title III of chapter XXIII of the annotated laws of Oregon.

Mr. Jennings introduced house bill No. 117, a bill for an Act to amend section 2795, title VI, chapter XVII, miscellaneous laws of Oregon, as compiled and annotated by William Lair Hill, relating to collection of taxes.

Mr. Moss introduced house bill No. 118, a bill for an Act to fix the salary of stock inspector for the county of Lake.

Also house bill No. 119, a bill for an Act to amend section 3353, title I, of chapter XXXVIII of the miscellaneous laws of Oregon, as compiled and annotated by W. Lair Hill.

Mr. Fell introduced house bill No. 120, a bill for an Act to provide for the completion of the wagon road from the town of Pendleton, in Umatilla county, Oregon, to the town of Canyon City, in Grant county, Oregon, and to appropriate money therefor.

Mr. Williamson introduced house bill No. 121, a bill for an Act to prevent sheep being moved or driven from any county in this State into any other county in this State, or from any place outside of this State into this State for the purpose of being herded or pastured upon the public lands or upon any land owned by any person other than the owner of such sheep or his agents, or the person having them in charge, without the permission of the owner of such land.

Mr. Haskell introduced house bill No. 122, a bill for an Act to amend section 3423 of the miscellaneous laws of Oregon, as compiled by W. Lair Hill.

Mr. Gambee introduced house bill No. 123, a bill for an Act entitled an Act to amend section 3587 of the general laws of Oregon, as compiled and annotated by W. Lair Hill, relating to the rate of interest by contract.

Mr. Napton introduced house bill No. 124, a bill for an Act entitled an Act to change the name of Bully creek in Malheur county.

Mr. Paulsen introduced house bill No. 125, a bill for an Act to establish the rates of toll for transit and transportation of cars of all kinds used in railroad transportation, by rail, over a bridge across the Willamette river constructed under authority of an Act of the legislative assembly of Oregon, 1887, entitled an Act to authorize the construction of a bridge across the Willamette river between the city of Portland and East Portland in Multnomah county, State of Oregon.

Mr. Layman introduced house bill No. 126, to incorporate the town of Woodburn in Marion county, Oregon.

Also house bill No. 127, to prevent the adulteration of foods or drugs or seeds or other articles.

Mr. Gambee introduced house bill No. 128, for an Act to provide



for the assessment and collection of taxes, and to repeal an Act to amend an Act entitled "An Act to amend an Act entitled 'an Act relating to assessors,'" passed January 26, 1854, and an Act amendatory thereof, passed January 26, 1855, approved October 24, 1864, and an Act amendatory thereof, approved December 19, 1865, approved October 29, 1874.

Also an Act to amend section 17 of title III of chapter LVII, of the miscellaneous laws of the State of Oregon, as compiled by M. P. Deady and Lafayette Lane, approved October 21, 1876.

Also an Act to amend sections 1 and 5 of chapter LVII of title I of the miscellaneous laws of Oregon, relating to property and polls subject to assessment and taxation, approved October 21, 1876.

Also an Act to amend section 24 of chapter XX, title I, of the general laws of Oregon, as compiled by M. P. Deady and Lafayette Lane, approved October 17, 1878.

Also an Act to amend section 16 of title III of chapter LVII of the miscellaneous laws of Oregon, relating to the assessment of property, and the levy and collection of taxes, approved October 25, 1880.

Also section 6 of an Act to amend sections 2, 3, 4, 5, 6, 7 and 8, and to repeal section 10 of an Act approved October 29, 1874, entitled "An Act to repeal sections 2 and 4 of an Act approved October 23, 1872, entitled 'An Act to amend chapter XVIII of the general laws concerning fees of officers,' and to amend an Act entitled 'An Act to amend chapter XVIII of the general laws concerning fees of officers,'" approved October 24, 1870, and section 12 of an Act approved October 24, 1864, entitled "An Act to prescribe the fees of certain officers and persons," and section 4 of an Act approved January 12, 1859, entitled 'An Act to amend an Act entitled 'An Act to regulate the fees of certain officers and other persons,' and section 1 of an Act approved October 12, 1864, entitled "An Act to fix the legal distances from the several county seats in this State to the penitentiary at the city of Portland, and regulate the fees of sheriffs for conveying convicts to the penitentiary," and all of an Act approved October 29, 1870, entitled "An Act to regulate the fees of officers in certain counties," and all of an Act approved October 28, 1872, entitled "An Act to amend an Act entitled 'An Act to regulate fees of certain officers in certain counties,'" and to amend section 5 of an Act approved October 21, 1864, entitled "An Act to amend an Act entitled 'An Act to provide for the collection of taxes,'" and to repeal an Act approved October 19, 1860, and to prescribe the fees of clerks and sheriffs, approved October 26, 1882.

Also an Act to define the terms "land" and "real property" for

the purpose of taxation, and to provide where the same shall be assessed and taxed, and to declare what instruments whereby "land" or "real property" is made security for the payment of a debt, shall be void, and to repeal sections 2 and 7 of chapter LVII of the miscellaneous laws of Oregon, approved October 26, 1882.

Also an Act to amend section 10 of an Act entitled "An Act to define the terms 'land' and 'real property' for the purpose of taxation, and to provide where the same shall be assessed and taxed, and to declare what instruments whereby 'land' or 'real property' is made security for the payment of a debt, shall be void, and repeal sections 2 and 7 of chapter LVII, of the miscellaneous laws of Oregon, approved October 26, 1882, approved February 10, 1885.

Also an Act exempting firemen from certain duties and taxes, approved February 20, 1885.

Also an Act to prescribe manner for receipting for taxes, and to amend section 65, title VI of chapter LVII, of the miscellaneous laws of Oregon, approved February 23, 1885.

Also an Act to amend section 22 of chapter L, title I, of the miscellaneous laws of the State of Oregon, as compiled by Matthew P. Deady and Lafayette Lane, approved February 24, 1885.

Also an Act empowering the Governor, Secretary of State and State Treasurer to compute and declare the amount of the State levy of taxes, and to apportion the same among the several counties of the State, and to repeal all Acts and parts of Acts in conflict therewith, approved February 26, 1885.

Also an Act providing for the assessment and collection of taxes upon the rolling stock of railroad companies, and to repeal section 13 of title II of chapter LVII, of the miscellaneous laws of Oregon, as compiled by M. P. Deady and Lafayette Lane, approved November 24, 1885.

Also an Act passed at the extra session in 1885, approved November 25, 1885, amending section 6 of an Act relating to the fees of certain officers and persons, and printed in the laws of the special session for that year on page 23 of said book.

Also an Act to amend section 4 of an Act entitled "An Act empowering the Governor, Secretary of State and State Treasurer to compute and declare the amount of the State levy of taxes, and to apportion the same among the several counties of the State, and to repeal all Acts and parts of Acts in conflict therewith," approved February 26, 1885, to provide for the levy of county taxes, and to render valid county levy for fiscal year 1885, and to repeal all other Acts and parts of Acts in conflict or inconsistent with this Act.

Mr. Armstrong introduced house bill No. 129, to amend chapter I, title III, section 25, 5th subdivision of school laws, approved February 16, 1885, and February 21, 1887.

Mr. Price introduced house bill No. 130, to repeal sections 3002, 3003, 3011, 3015, 3025, 3026 and 3027 of the laws of Oregon, as compiled by W. Lair Hill, and published by authority of an Act of the legislature of Oregon of February 26, 1885, and to enact a substitute therefor relating to real estate, the conveyance thereof and providing the manner in which deeds, mortgages and other instruments affecting the title thereto shall be executed, acknowledged or proved and recorded.

Mr. Belknap introduced house bill No. 131, to amend sections 2571, 2575 and 2577, title I, chapter XVI, of the general laws of Oregon, as compiled and annotated by W. Lair Hill, relating to duties of Superintendent of Public Instruction, studies in common schools and adoption of text-books therefor.

Mr. Napton introduced house bill No. 132, for an Act to incorporate the town of Vale, in Malheur county, Oregon.

By unanimous consent, Mr. Northup introduced house joint memorial No. 3:

#### HOUSE JOINT MEMORIAL NO. 3.

Memorial to the congress of the United States praying for the passage of an Act of congress placing Robert Williams, ordnance sergeant, upon the retired list of enlisted men of the army, with seventy-five per cent of his present pay and allowance as sergeant of ordnance:

WHEREAS, Robert Williams, now sergeant of ordnance, stationed at Vancouver, Washington Territory, was in March, 1856, a private in company "H," 4th U. S. infantry, and did render gallant service in the defence of the block-house at the Cascades of the Columbia against attack from Indians, which said defence and service received recognition in paragraph 4 of general orders No. 14 of the army, as follows, to-wit:

GENERAL ORDERS }  
No. 14. }

HEADQUARTERS OF THE ARMY, }  
NEW YORK, November 13, 1857. }

#### PARAGRAPH IV.

In March, 1856, Sergeant Kelly, Company "H," 4th infantry, with eight men gallantly defended a small block-house and protected public property at the Cascades, Washington Territory, for two days against a body of fifty Indians. He had one man, Private L.

Rooney, killed, and two privates, F. Bernaur and O. McManus, wounded, the latter since died of his wounds.

By command of Brevet Lieutenant-General Scott.

IRWIN McDOWELL,  
Assistant Adjutant-General.

And,

WHEREAS, Said Robert Williams, his term of enlistment in the regular army having expired, did enlist in the volunteer service in April, 1861, and became a member of company "I," 1st Iowa infantry volunteers, and in said company did gallantly take part in the engagement at Wilson creek, August 10, 1861, being wounded while resisting the charge where the lamented Lyons was killed; and,

WHEREAS, Said Robert Williams subsequently became a member of and a captain in the 12th Iowa infantry volunteers, and took part in many notable battles of the war of the rebellion, to-wit: Fort Henry, Fort Donelson, Shiloh, Jackson, Vicksburg and Tupelo, having been captured at the bloody field of Shiloh, and having passed seven months in rebel prisons; and,

WHEREAS, Said Robert Williams, at the close of the war of the rebellion, returned to civil pursuits, but in 1877, on the recommendation of Philip H. Sheridan, was appointed a sergeant in the ordnance corps, with station at Vancouver, Washington Territory, where he has since faithfully and honorably served; and,

WHEREAS, Thirty years' service are required before retirement under the law can be made; and,

WHEREAS, Said Robert Williams, by reason of his wounds and hardships received while serving in the army of the United States and while a prisoner in the hands of the enemy, ought to be retired; and,

WHEREAS, The legislative assembly of Washington Territory did in January, 1857, and again in October, 1883, memorialize congress for recognition in behalf of the gallant defenders of the block-house at the Cascades in 1856, but unsuccessfully; and,

WHEREAS, Said Robert Williams it is believed is the sole survivor of the gallant band that made defense thereof; therefore,

*Be it resolved by the House of Representatives, the Senate concurring:*

That our Representative and Senators in congress be and they are hereby requested to exert their influence to secure the passage by congress of an Act placing said Robert Williams upon the retired list of enlisted men of the army, with seventy-five per cent of his present pay and allowance as sergeant of ordnance.

Mr. Northup moved to suspend the rules and place house joint memorial No. 3 on its passage now.

Carried.

He then moved its adoption, and the house agreed to it.

Mr. Apperson moved that 100 copies of the list of standing committees be printed.

Mr. Paulsen moved to amend by making the number 200.

The amendment prevailed, and the motion as amended was adopted.

On motion of Mr. Miller of Jackson, 1000 copies of the Governor's message were ordered printed for the use of the house.

House bills Nos. 82, 83 and 84 were read first time and passed to second reading.

Mr. Laughlin moved to suspend the rules and read house bill No. 85 the first time by title only.

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Apperson, Armstrong, Bean, Belknap, Blundell, Bowditch, Condon, Crook, Derby, Earhart, Fell, Fisher of Polk, Fisher of Multnomah, Gambia, Geer, Gilbert, Gilham, Goodnough, Hahn, Harrington, Haskell, Hume, Hunter, Jennings, Kirk, Laughlin, Layman, Maxwell, McCoy, Miller of Jackson, Miller of Linn, Moore, Moss, Myers, Napton, Paquet, Paulsen, Pope, Powell, Price, Roberts, Roe, Short, Stafford, Strowbridge, Thomas, Thompson, Waldo, Weed, Williamson, Wilson, and Mr. Speaker—52.

Nays—None.

Absent—Messrs. Crosno, Howard, Labrie, Ladd, Morelock, Northup, Parker and Ricker—8.

So the rules were suspended and house bill No. 85 was read the first time by title and passed to its second reading.

On motion of Mr. Laughlin, house bill No. 85 was ordered printed.

The Speaker submitted the following:

#### MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
SALEM, Oregon,  
January 21, 1889. }

*Mr. Speaker:*

I am directed by the President to inform you that the senate has concurred in house concurrent resolution No. 13, providing for joint committee on joint rules.

And the same is herewith transmitted to you.

JOHN H. SHUPE,  
Chief Clerk.

The chair appointed under house concurrent resolution No. 13 on joint rules on the part of the house Messrs. Miller of Jackson and Apperson.

House bills Nos. 86, 87, 88, 89, 90 and 91 were read first time and passed to second reading.

Mr. Armstrong moved to suspend the rules and read house bill No. 92 the first time by title only.

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Apperson, Armstrong, Bean, Belknap, Blundell, Bowditch, Condon, Crook, Derby, Earhart, Fell, Fisher of Polk, Fisher of Multnomah, Gambee, Geer, Gilbert, Gilham, Goodnough, Hahn, Harrington, Haskell, Hume, Hunter, Jennings, Kirk, Laughlin, Layman, Maxwell, Miller of Jackson, Miller of Linn, Moore, Moss, Myers, Napton, Paquet, Paulsen, Pope, Powell, Price, Ricker, Roberts, Roe, Short, Stafford, Strowbridge, Thomas, Thompson, Waldo, Weed, Williamson, Wilson, and Mr. Speaker—52.

Nays—None.

Absent—Messrs. Crosno, Howard, Labrie, Ladd, McCoy, Morelock, Northup and Parker—8.

So the rules were suspended and house bill No. 54 was read the first time by title and passed to a second reading.

Mr. Fell moved to suspend the rules and read house bill No. 93 the first time by title only.

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Apperson, Armstrong, Bean, Belknap, Blundell, Bowditch, Crook, Derby, Earhart, Fell, Fisher of Polk, Fisher of Multnomah, Gambee, Geer, Gilham, Goodnough, Hahn, Harrington, Hume, Hunter, Jennings, Kirk, Laughlin, Layman, Maxwell, McCoy, Miller of Jackson, Miller of Linn, Moore, Moss, Napton, Paquet, Parker, Pope, Powell, Price, Ricker, Roe, Short, Stafford, Strowbridge, Thomas, Waldo, Weed, Williamson, Wilson, and Mr. Speaker—47.

Nays—None.

Absent—Messrs. Condon, Crosno, Gilbert, Haskell, Howard, Labrie, Ladd, Morelock, Myers, Northup, Paulsen, Roberts and Thompson—13.

So the rules were suspended and house bill No. 93 was read the first time by title and passed to its second reading.

House bills Nos. 94, 95, 96 and 97 were read the first time and passed to their second reading.

Mr. Earhart moved to suspend the rules and read house bill No. 98 the first time by title only.

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Apperson, Armstrong, Bean, Belknap, Blundell, Derby, Earhart, Fell, Fisher of Polk, Fisher of Multnomah, Gambee, Geer, Gilbert, Gilham, Goodnough, Hahn, Harrington, Haskell, Hunter, Jennings, Laughlin, Layman, Maxwell, McCoy, Miller of Jackson, Miller of Linn, Moore, Moss, Myers, Napton, Northup, Parker, Paulsen, Pope, Powell, Price, Ricker, Roberts, Roe, Short, Stafford, Strowbridge, Thomas, Thompson, Waldo, Weed, Williamson, Wilson, and Mr. Speaker—49.

Nays—None.

Absent—Messrs. Bowditch, Condon, Crook, Crosno, Howard, Hume, Kirk, Labrie, Ladd, Morelock and Paquet—11.

So the rules were suspended and house bill No. 98 was read the first time by title and passed to its second reading.

Mr. Paulsen moved to suspend the rules and read house bill No. 99 the first time by title only.

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Armstrong, Bean, Belknap, Blundell, Condon, Derby, Fell, Fisher of Polk, Fisher of Multnomah, Gambee, Geer, Gilbert, Gilham, Goodnough, Hahn, Haskell, Hunter, Jennings, Kirk, Laughlin, Layman, Maxwell, McCoy, Miller of Jackson, Miller of Linn, Moore, Moss, Myers, Napton, Northup, Paquet, Parker, Paulsen, Powell, Price, Ricker, Roe, Short, Stafford, Strowbridge, Thomas, Thompson, Waldo, Weed, Williamson, Wilson, and Mr. Speaker—47.

Nays—None.

Absent—Messrs. Apperson, Bowditch, Crook, Crosno, Earhart, Harrington, Howard, Hume, Labrie, Ladd, Morelock, Pope and Roberts—13.

Accordingly the rules were suspended and house bill No. 99 was read the first time by title and passed to its second reading.

House bills Nos. 100 and 101 were read first time and passed to their second reading.

Mr. Apperson moved to suspend the rules and read house bill No. 102 the first time by title only.

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Apperson, Armstrong, Bean, Belknap, Bowditch, Condon, Derby, Fell, Fisher of Polk, Fisher of Multnomah, Gambee, Geer, Gilbert, Gilham, Goodnough, Hahn, Harrington, Haskell, Hume, Hunter, Jennings, Kirk, Laughlin, Layman, Maxwell, McCoy, Miller of Jackson, Miller of Linn, Moore, Moss, Myers, Napton, Northup, Paquet, Parker, Paulsen, Pope, Powell, Price, Ricker,

Roberts, Roe, Short, Stafford, Strowbridge, Thomas, Thompson, Waldo, Weed, Williamson, Wilson, and Mr. Speaker—52.

Nays—None.

Absent—Messrs. Blundell, Crook, Crosno, Earhart, Howard, Labrie, Ladd and Morelock—8.

So the rules were suspended and house bill No. 102 was read first time by title and passed to its second reading.

House bills Nos. 103 and 104 were read the first time and passed to their second reading.

Mr. Powell moved to suspend the rules and read house bill No. 105 the first time by title only.

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Apperson, Armstrong, Bean, Belknap, Blundell, Condon, Derby, Earhart, Fisher of Polk, Fisher of Multnomah, Gambec, Gilbert, Gilham, Goodnough, Hahn, Harrington, Howard, Hume, Hunter, Jennings, Kirk, Layman, Maxwell, McCoy, Miller of Linn, Moore, Moss, Myers, Napton, Northup, Paquet, Parker, Paulsen, Pope, Powell, Ricker, Roberts, Roe, Short, Stafford, Strowbridge, Thomas, Thompson, Waldo, Weed, Williamson, Wilson, and Mr. Speaker—48.

Nays—None.

Absent—Messrs. Bowditch, Crook, Crosno, Fell, Geer, Haskell, Labrie, Ladd, Laughlin, Miller of Jackson, Morelock and Price—12.

So the rules were suspended and house bill No. 105 was read the first time by title and passed to its second reading.

House bill No. 106 was read first time and passed to its second reading.

Mr. Hahn moved to suspend the rules and read house bill No. 107 the first time by title only.

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Apperson, Armstrong, Bean, Blundell, Condon, Derby, Earhart, Fisher of Polk, Fisher of Multnomah, Gambec, Gilbert, Gilham, Goodnough, Hahn, Harrington, Haskell, Hume, Hunter, Jennings, Kirk, Layman, Maxwell, McCoy, Miller of Linn, Moore, Moss, Myers, Napton, Northup, Paquet, Parker, Paulsen, Pope, Powell, Price, Ricker, Roberts, Roe, Short, Stafford, Strowbridge, Thomas, Thompson, Waldo, Weed, Williamson, Wilson, and Mr. Speaker—48.

Nays—None.

Absent—Messrs. Belknap, Bowditch, Crook, Crosno, Fell, Geer, Howard, Labrie, Ladd, Laughlin, Miller of Jackson and Morelock—12.



So the rules were suspended and house bill No. 107 was read the first time by title and passed to its second reading.

Mr. Bean moved to suspend the rules and read house bill No. 108 the first time by title only.

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Apperson, Armstrong, Bean, Belknap, Blundell, Bowditch, Condon, Derby, Earhart, Fell, Fisher of Polk, Fisher of Multnomah, Gambee, Geer, Gilbert, Gilham, Goodnough, Hahn, Harrington, Haskell, Hume, Hunter, Jennings, Kirk, Laughlin, Layman, Maxwell, McCoy, Miller of Linn, Moore, Moss, Myers, Napton, Northup, Paquet, Parker, Paulsen, Pope, Powell, Price, Ricker, Roe, Short, Stafford, Strowbridge, Thomas, Thompson, Waldo, Weed, Williamson, Wilson, and Mr. Speaker—52.

Nays—None.

Absent—Messrs. Crook, Crosno, Howard, Labrie, Ladd, Miller of Jackson, Morelock and Roberts—8.

So the rules were suspended and house bill No. 108 was read the first time by title and passed to its second reading.

House bills Nos. 109 and 110 were read the first time and passed to second reading.

On motion of Mr. Powell, the house adjourned.

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TUESDAY, JANUARY 22, 1889.

MORNING SESSION.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
January 22, 1889. }

House called to order at 10 o'clock A. M., Mr. Speaker in the chair.

The roll was called and all the members present except Messrs. Haskell, Hume and Ladd.

Messrs. Ladd and Hume were excused.

The journal of yesterday was read and approved.

The Speaker announced as committee under house resolution No. 14, relative to school text-books, Messrs. Blundell, Crosno and Gambee.

Under house resolution No. 15, Governor's message relative to fishing interests, Messrs. Paquet, Parker and Crook.

By unanimous consent, Mr. Ricker introduced house joint memorial No. 4:

## HOUSE JOINT MEMORIAL NO. 4.

*To the Honorable, the Congress of the United States :*

Your memorialists, the legislative assembly of the State of Oregon, at its fifteenth regular session, would respectfully represent that :

WHEREAS, There are a large number of settlers residing upon the unsurveyed public lands throughout this State and who are put to great inconveniences and suffer many hardships from their inability to perfect titles to their homes ; therefore, be it

*Resolved*, That we urge upon congress the necessity of the immediate survey of said lands, and that our Senators and Representative in congress be hereby solicited to use all honorable means to secure an appropriation of money from the General Government sufficient to enable department of the General Government to pursue a more liberal and vigorous policy in meeting the expense of such surveys, and in opening up the vast tracts of unsurveyed lands to settlement in this State.

That it is the opinion of the legislative assembly of Oregon that the price fixed by law as compensation for surveying public lands, to-wit: \$5, \$7 and \$9 per mile, respectively, for sections, township and meander lines is entirely inadequate for such service, owing to the hilly, mountainous and timbered character of the remaining portion of lands to be surveyed.

That the Governor be requested to transmit a copy of the foregoing memorial to each of our Senators and our Representative in congress.

Mr. Ricker moved to suspend the rules and place house joint memorial No. 4 on final passage.

Which motion prevailed, and on his motion, house joint memorial was No. 4 adopted.

Mr. Harrington presented a petition from Evening Star grange, No. 7, which was read.

He moved that that portion which referred to assessment and taxation be referred to the committee on assessment and taxation, and that which referred to roads and highways be referred to the committee on roads and highways.

Which motion prevailed.

Mr. Thompson moved to suspend the rules and read house bill No. 111 the first time by title only.

On this question the roll was called and the vote was :

Those voting aye were:

Messrs. Apperson, Armstrong, Bean, Belknap, Blundell, Bowditch, Condon, Crook, Crosno, Derby, Earhart, Fell, Fisher of Polk, Fisher of Multnomah, Gambee, Geer, Gilbert, Gilham, Goodnough, Hahn, Harrington, Haskell, Howard, Jennings, Kirk, Labrie, Laughlin, Layman, Maxwell, McCoy, Miller of Jackson, Miller of Linn, Moore, Morelock, Moss, Myers, Napton, Northup, Paquet, Parker, Paulsen, Powell, Price, Ricker, Roberts, Roe, Short, Stafford, Strowbridge, Thomas, Thompson, Waldo, Weed, Williamson, Wilson, and Mr. Speaker—56.

Nays—None.

Absent—Messrs. Hume, Hunter, Ladd and Pope—4.

So the rules were suspended and house bill No. 111 was read the first time by title and passed to its second reading.

By unanimous consent the following bills were introduced:

Mr. Miller of Jackson introduced house bill No. 133, to amend section 2304 of chapter VII of the miscellaneous laws of Oregon, as compiled and annotated by W. Lair Hill.

Mr. Blundell introduced house bill No. 134, to authorize the State Treasurer to pay to Douglas county moneys in his hands known as the North Umpqua bridge fund.

Mr. Powell introduced house bill No. 135, to amend an Act to incorporate the city of Independence, and to repeal certain Acts relative thereto.

Mr. C. G. Fisher introduced house bill No. 136, to regulate the practice of medicine and to fix the fees of physicians in this State.

Mr. Geer introduced house bill No. 137, to amend section 2621, general laws of Oregon, as compiled and annotated by W. Lair Hill.

Mr. Napton introduced house bill No. 138, to amend section 2853, chapter XVIII, title I, general laws of Oregon, as annotated by W. Lair Hill.

Mr. Price introduced house bill No. 139, to incorporate the town of Central Point, Jackson county, Oregon.

Mr. Roe introduced house bill No. 140, for the relief of Union county.

Mr. Harrington introduced house bill No. 141, to amend section 1429 of the criminal code of Oregon, as compiled by W. Lair Hill.

Mr. Thompson introduced house bill No. 142, to establish the office of a State examiner of stationary and portable engines.

Mr. Condon introduced house bill No. 143, to provide for the improvement of Fall creek and Little Fall creek in Lane county, Oregon, and for the establishment and maintenance of booms on said streams.

Mr. Gilbert introduced house bill No. 144, for an Act to amend

section 4078 of the codes and general laws of the State of Oregon, compiled and annotated by W. Lair Hill, and to provide for the creation of special road districts in lands subject to overflow from high water.

Also house bill No. 145, for an Act to amend section 2316 of the miscellaneous laws of Oregon, as compiled by W. Lair Hill.

Mr. Hume introduced house bill No. 146, a bill for an Act entitled an Act to amend sections 1457, 1458, 1461, 1471, 1474, 1475, 1476, 1477, 1481, 1482, chapter XXIV of the code of criminal procedure of the State of Oregon, as compiled and annotated by W. Lair Hill.

Mr. Crosno introduced house bill No. 147, a bill for an Act to amend section 3542, chapter XLVI of the general laws of Oregon, as compiled and annotated by W. Lair Hill.

Mr. Short introduced house bill No. 148, a bill to protect the citizens of this State from the effects of the sale of intoxicating liquors.

House bill No. 112 was read first time and passed to a second reading.

Mr. Jennings moved a suspension of the rules and to read house bill No. 113 the first time by title only.

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Apperson, Armstrong, Bean, Belknap, Blundell, Bowditch, Condon, Crook, Crosno, Derby, Earhart, Fell, Fisher of Polk, Fisher of Multnomah, Gambee, Geer, Gilbert, Gilham, Goodnough, Hahn, Harrington, Haskell, Howard, Hume, Hunter, Jennings, Kirk, Labrie, Laughlin, Layman, Maxwell, McCoy, Miller of Jackson, Miller of Linn, Moore, Morelock, Moss, Myers, Napton, Paquet, Parker, Paulsen, Pope, Powell, Price, Ricker, Roberts, Roe, Short, Stafford, Strowbridge, Thomas, Thompson, Waldo, Weed, Williamson, Wilson, and Mr. Speaker—58.

Absent—Messrs. Ladd and Northup—2.

So the rules were suspended and house bill No. 113 was read the first time by title and passed to its second reading.

House bill No. 114 was read first time and passed to its second reading.

Mr. Condon moved that the rules be suspended and house bill No. 115 be read the first time by title only.

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Apperson, Armstrong, Bean, Belknap, Bowditch, Condon, Crook, Crosno, Derby, Earhart, Fell, Fisher of Polk, Fisher of Multnomah, Gambee, Geer, Gilbert, Gilham, Goodnough, Hahn,

Harrington, Haskell, Howard, Hunter, Jennings, Kirk, Labrie, Laughlin, Layman, Maxwell, McCoy, Miller of Jackson, Miller of Linn, Moore, Morelock, Moss, Myers, Napton, Northup, Paquet, Parker, Paulsen, Pope, Powell, Price, Ricker, Roberts, Roe, Short, Stafford, Strowbridge, Thomas, Waldo, Weed, Williamson, Wilson, and Mr. Speaker—56.

Nays—None.

Absent—Messrs. Blundell, Hume, Ladd and Thompson—4.

So the rules were suspended and house bill No. 115 was read the first time by title and passed to second reading.

On motion of Mr. Roberts, the house proceeded to vote for United States Senator.

In accordance with the request of the Speaker, the Clerk read the congressional statute pertaining to that subject.

The Speaker then directed the Clerk to call the roll of the house, and requested each member, as his name was called, to vote for his choice for United States Senator.

The clerk called the roll, and those who voted for Joseph N. Dolph are named as follows:

Messrs. Apperson, Armstrong, Bean, Belknap, Blundell, Condon, Crook, Crosno, Derby, Earhart, Fell, Fisher of Polk, Fisher of Multnomah, Geer, Gilbert, Gilham, Goodnough, Hahn, Harrington, Haskell, Howard, Hume, Hunter, Kirk, Labrie, Laughlin, Layman, Maxwell, McCoy, Moore, Northup, Paquet, Parker, Pope, Powell, Ricker, Roberts, Roe, Short, Strowbridge, Thomas, Thompson, Weed, Williamson, Wilson, and Mr. Speaker—46.

Those who voted for Sylvester Pennoyer are named as follows:

Messrs. Bowditch, Gambee, Miller of Jackson, Miller of Linn, Morelock, Moss, Myers, Napton and Price—9.

Those who voted for Geo. H. Williams were:

Messrs. Jennings and Stafford—2.

Mr. Paulsen voted for T. R. Cornelius.

Mr. Waldo voted for Thomas Condon.

Mr. Ladd was absent.

The Speaker declared that Joseph N. Dolph had received a majority of all the votes cast in the house.

House bills Nos. 116, 117, 118 and 119 were read the first time and passed to their second reading.

Mr. Fell moved to suspend the rules and read house bill No. 120 the first time by title only.

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Armstrong, Bean, Belknap, Blundell, Bowditch, Condon, Derby, Earhart, Fell, Fisher of Polk, Fisher of Multnomah, Gambee,

Geer, Gilbert, Gilham, Goodnough, Hahn, Harrington, Haskell, Howard, Hume, Hunter, Jennings, Kirk, Labrie, Laughlin, Layman, McCoy, Miller of Jackson, Miller of Linn, Moore, Morelock, Moss, Napton, Northup, Paquet, Paulsen, Pope, Powell, Price, Ricker, Roe, Short, Stafford, Strowbridge, Thomas, Thompson, Waldo, Weed, Williamson, Wilson, and Mr. Speaker—52.

Nays—None.

Absent—Messrs. Apperson, Crook, Crosno, Ladd, Maxwell, Myers, Parker and Roberts—8.

So the rules were suspended and house bill No. 120 was read the first time by title and passed to a second reading.

House bills Nos. 121, 122, 123, 124 and 125 were read the first time and passed to their second reading.

Mr. Layman moved to suspend the rules and read house bill No. 126 the first time by title only.

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Apperson, Armstrong, Bean, Belknap, Blundell, Bowditch, Condon, Crosno, Derby, Fell, Fisher of Polk, Fisher of Multnomah, Gambee, Gilbert, Gilham, Hahn, Harrington, Haskell, Howard, Hume, Hunter, Jennings, Kirk, Labrie, Laughlin, Layman, McCoy, Miller of Jackson, Miller of Linn, Moore, Morelock, Moss, Napton, Paquet, Parker, Paulsen, Pope, Powell, Price, Ricker, Roe, Short, Stafford, Strowbridge, Thomas, Thompson, Waldo, Weed, Williamson, Wilson, and Mr. Speaker—51.

Nays—None.

Absent—Messrs. Crook, Earhart, Geer, Goodnough, Ladd, Maxwell, Myers, Northup and Roberts—9.

So the rules were suspended and house bill No. 126 was read first time by title and passed to second reading.

Mr. Layman moved to suspend the rules and read house bill No. 127 the first time by title only.

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Apperson, Armstrong, Bean, Belknap, Blundell, Bowditch, Condon, Crosno, Derby, Fisher of Polk, Fisher of Multnomah, Gambee, Geer, Gilbert, Gilham, Hahn, Harrington, Haskell, Howard, Hume, Hunter, Jennings, Kirk, Labrie, Laughlin, Layman, McCoy, Miller of Jackson, Miller of Linn, Moore, Morelock, Moss, Myers, Napton, Paquet, Parker, Paulsen, Pope, Powell, Price, Ricker, Roe, Short, Stafford, Strowbridge, Thomas, Thompson, Waldo, Weed, Williamson, Wilson, and Mr. Speaker—52.

Nays—None.

Absent—Messrs. Crook, Earhart, Fell, Goodnough, Ladd, Maxwell, Northup and Roberts—8.

So the rules were suspended and house bill No. 127 was read the first time by title and passed to second reading.

Mr. Gambee moved to suspend the rules and read house bill No. 128 the first time by title only.

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Apperson, Armstrong, Bean, Belknap, Blundell, Bowditch, Condon, Crosno, Derby, Fell, Fisher of Polk, Fisher of Multnomah, Gambee, Geer, Gilbert, Gilham, Hahn, Harrington, Haskell, Howard, Hume, Hunter, Jennings, Kirk, Labrie, Laughlin, Layman, McCoy, Miller of Jackson, Miller of Linn, Moore, Morelock, Moss, Myers, Napton, Northup, Paquet, Parker, Paulsen, Pope, Powell, Price, Ricker, Roe, Short, Stafford, Strowbridge, Thomas, Thompson, Waldo, Weed, Williamson, Wilson, and Mr. Speaker—54.

Nays—None.

Absent—Messrs. Crook, Earhart, Goodnough, Ladd, Maxwell and Roberts—6.

So the rules were suspended and house bill No. 128 was read the first time by title and passed to second reading.

House bills Nos. 129, 130 and 131 were read the first time and passed to their second reading.

On motion of Mr. Apperson, the house adjourned.

#### AFTERNOON SESSION.

House called to order at 2 o'clock P. M., Mr. Speaker in the chair.

The roll was called and Messrs. Belknap, Earhart and Ladd were absent.

Mr. Ladd was excused.

The Speaker announced the following standing committee on fisheries:

Hahn, Fisher of Multnomah, McCoy, Crook and Bowditch.

Mr. Northup moved that house joint resolution No. 1 be printed when reported back from the committee on judiciary.

Carried.

By unanimous consent, Mr. Geer introduced house bill No. 149, a bill for an Act to amend an Act entitled an Act to create and establish a board of railroad commissioners, and to define and regulate its powers and duties and to fix the compensation of its

members, approved February 18, 1887, and being chapter LXXIII of the general laws of Oregon, as compiled and annotated by W. Lair Hill.

Also house bill No. 150, to amend an Act entitled an Act to amend an Act entitled an Act to amend section 25 of chapter IV of the miscellaneous laws of Oregon pertaining to the common schools as amended by an Act entitled an Act to amend sections 8, 10, 11, 12, 25, 34, 37, 43 and 46 of chapter IV of the miscellaneous laws of Oregon pertaining to common schools, approved October 18, 1878, approved February 16, 1885, approved November 30, 1885, approved February 21, 1887.

By unanimous consent, Mr. Gilbert introduced house bill No. 151, to amend section 892 of the code of civil procedure of the laws of Oregon as compiled and annotated by W. Lair Hill.

By unanimous consent, Mr. Fell introduced house bill No. 152, a bill for an Act to amend an Act entitled an Act to create and establish a board of railroad commissioners and to define and regulate its powers and duties and to fix the compensation of its members, approved February 18, 1887, and being chapter LXXIII of the general laws of Oregon as compiled and annotated by Wm. Lair Hill.

By unanimous consent, Mr. Condon introduced house bill No. 153, a bill for an Act to amend section 2057 of chapter III of the general laws of Oregon, as compiled and annotated by W. Lair Hill, relating to civil and criminal procedure in justices' courts.

By unanimous consent, Mr. Miller of Jackson introduced house bill No. 154, a bill for an Act to amend section 1935 of the codes and general laws of Oregon, as compiled and annotated by William Lair Hill.

By unanimous consent, Mr. Geer introduced house bill No. 155, a bill for an Act to amend section 4095 of the general laws of Oregon, as compiled by W. Lair Hill.

Mr. Jennings moved that house joint resolution No. 4 be recalled from the committee on judiciary and ordered printed.

Carried.

Mr. Napton moved to suspend the rules and read house bill No. 132 first time by title only.

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Apperson, Armstrong, Bean, Belknap, Blundell, Bowditch, Condon, Crook, Crosno, Derby, Fell, Fisher of Polk, Fisher of Multnomah, Gambee, Geer, Gilham, Goodnough, Hahn, Harrington, Haskell, Howard, Hume, Hunter, Jennings, Kirk, Labric, Laughlin, Layman, Maxwell, McCoy, Miller of Jackson, Miller of Linn, Moore,



Morelock, Moss, Myers, Napton, Northup, Paquet, Parker, Paulsen, Pope, Powell, Price, Ricker, Roberts, Roe, Short, Stafford, Strowbridge, Thomas, Thompson, Waldo, Weed, Williamson, Wilson, and Mr. Speaker—58.

Nays—None.

Absent—Messrs. Earhart and Ladd—2.

So the rules were suspended and house bill No. 132 was read the first time by title and passed to second reading.

The Speaker announced the following:

#### MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
SALEM, Oregon,  
January 22, 1889. }

*Mr. Speaker:*

I am directed by the President to inform you that the senate has passed senate bill No. 34, a bill for an Act to incorporate the city of Halsey, Linn county, Oregon.

And the same is herewith transmitted to you for the consideration of the house.

JOHN H. SHUPE,  
Chief Clerk.

Mr. Jennings moved to suspend the rules and read senate bill No. 31 the first time by title only.

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Apperson, Armstrong, Bean, Belknap, Blundell, Bowditch, Condon, Crook, Crosno, Derby, Fell, Fisher of Polk, Fisher of Multnomah, Gambee, Geer, Gilbert, Gilham, Goodnough, Hahn, Harrington, Haskell, Howard, Hume, Hunter, Jennings, Kirk, Labrie, Laughlin, Layman, Maxwell, McCoy, Miller of Jackson, Miller of Linn, Moore, Morelock, Moss, Myers, Napton, Northup, Paquet, Parker, Paulsen, Pope, Powell, Price, Ricker, Roberts, Roe, Short, Stafford, Strowbridge, Thomas, Thompson, Waldo, Weed, Williamson, Wilson, and Mr. Speaker—58.

Nays—None.

Absent—Messrs. Earhart and Ladd—2.

So the rules were suspended and senate bill No. 34 was read the first time by title and passed to second reading.

House bills Nos. 133 and 134 were read first time and passed to second reading.

Mr. Powell moved to suspend the rules and read house bill No. 135 the first time by title only.

On this question the roll was called and the vote was :

Those voting aye were :

Messrs. Apperson, Armstrong, Bean, Belknap, Blundell, Bowditch, Condon, Crook, Crosno, Derby, Fell, Fisher of Polk, Fisher of Multnomah, Gambee, Geer, Gilbert, Gilham, Goodnough, Hahn, Harrington, Haskell, Howard, Hume, Hunter, Jennings, Kirk, Labrie, Laughlin, Layman, McCoy, Miller of Jackson, Miller of Linn, Moore, Morelock, Moss, Myers, Napton, Northup, Paquet, Parker, Paulsen, Pope, Powell, Price, Ricker, Roberts, Roe, Short, Stafford, Strowbridge, Thomas, Thompson, Waldo, Weed, Williamson, Wilson, and Mr. Speaker—57.

Nays—None.

Absent—Messrs. Earhart, Ladd and Maxwell—3.

So the rules were suspended and house bill No. 135 was read the first time by title and passed to second reading.

House bills Nos. 136, 137 and 138 were read first time and passed to second reading.

Mr. Price moved to suspend the rules and read house bill No. 139 the first time by title only.

On this question the roll was called and the vote was :

Those voting aye were :

Messrs. Apperson, Armstrong, Bean, Belknap, Blundell, Bowditch, Condon, Crook, Derby, Fell, Fisher of Polk, Fisher of Multnomah, Gambee, Geer, Gilbert, Gilham, Goodnough, Hahn, Harrington, Haskell, Howard, Hume, Hunter, Jennings, Kirk, Labrie, Laughlin, Layman, Maxwell, McCoy, Miller of Jackson, Miller of Linn, Moore, Morelock, Moss, Myers, Napton, Northup, Paquet, Parker, Paulsen, Pope, Powell, Price, Ricker, Roberts, Roe, Short, Stafford, Strowbridge, Thomas, Thompson, Waldo, Weed, Williamson, Wilson, and Mr. Speaker—57.

Nays—None.

Absent—Messrs. Crosno, Earhart and Ladd—3.

So the rules were suspended and house bill No. 139 was read the first time by title and passed to second reading.

House bill No. 140 was read the first time and passed to second reading.

The Speaker submitted the following :

#### MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
SALEM, Oregon,  
January 22, 1889. }

*Mr. Speaker :*

I am directed by the President to inform you that the President

has appointed Mr. Chamberlin, on joint committee from senate and house, on the part of the senate, to arrange a joint meeting of the two houses for the acceptance of the painting of Dr. McLoughlin from the Oregon pioneer association.

JOHN H. SHUPE,  
Chief Clerk.

Mr. Apperson moved that a committee be appointed on the part of the house in accordance with the foregoing message.

Carried.

The chair appointed Mr. Apperson as member of such committee.

House bill No. 141 was read first time and passed to second reading.

Mr. Thompson moved to suspend the rules and read house bill No. 142 the first time by title only.

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Apperson, Armstrong, Bean, Belknap, Blundell, Bowditch, Condon, Crook, Derby, Fell, Fisher of Polk, Fisher of Multnomah, Gambee, Geer, Gilbert, Gilham, Goodnough, Hahn, Harrington, Haskell, Howard, Hume, Hunter, Jennings, Kirk, Labrie, Laughlin, Layman, Maxwell, McCoy, Miller of Jackson, Miller of Linn, Moore, Morelock, Moss, Myers, Napton, Northup, Paquet, Parker, Paulsen, Pope, Powell, Price, Ricker, Roberts, Roe, Short, Stafford, Strowbridge, Thomas, Thompson, Waldo, Weed, Williamson, Wilson, and Mr. Speaker—57.

Nays—None.

Absent—Messrs. Crosno, Earhart and Ladd—3.

So the rules were suspended and house bill No. 142 was read the first time by title and passed to second reading.

House bills Nos. 143, 144 and 145 were read first time and passed to their second reading.

Mr. Hume moved to suspend the rules and read house bill No. 146 the first time by title only.

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Apperson, Armstrong, Bean, Blundell, Bowditch, Condon, Crook, Derby, Fell, Fisher of Polk, Fisher of Multnomah, Gambee, Geer, Gilbert, Gilham, Goodnough, Hahn, Harrington, Haskell, Howard, Hume, Hunter, Jennings, Labrie, Laughlin, Layman, McCoy, Miller of Jackson, Miller of Linn, Moore, Morelock, Moss, Myers, Napton, Northup, Paquet, Pope, Powell, Price, Ricker, Roberts, Roe, Short, Stafford, Strowbridge, Thomas, Thompson, Waldo, Weed, Williamson, Wilson, and Mr. Speaker—52.

Absent—Messrs. Belknap, Crosno, Earhart, Kirk, Ladd, Maxwell, Parker and Paulsen—8.

So the rules were suspended and house bill No. 146 was read the first time by title and passed to second reading.

On motion of Mr. Blundell, Hon. L. H. Montanye was invited to a seat within the bar.

On motion of Mr. Bowditch, Hon. C. E. Wolverton was invited to a seat within the bar.

House bills Nos. 147, 148 and 149 were read the first time and passed to second reading.

Mr. Geer moved to suspend the rules and read house bill No. 150 the first time by title only.

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Armstrong, Bean, Belknap, Blundell, Bowditch, Condon, Crook, Derby, Fell, Fisher of Polk, Fisher of Multnomah, Gambee, Geer, Gilbert, Gilham, Goodnough, Hahn, Harrington, Haskell, Howard, Hume, Hunter, Jennings, Kirk, Labrie, Laughlin, Layman, Maxwell, McCoy, Miller of Jackson, Miller of Linn, Moore, Morelock, Moss, Myers, Napton, Northup, Paquet, Parker, Pope, Powell, Price, Ricker, Roberts, Roe, Short, Stafford, Strowbridge, Thomas, Thompson, Waldo, Weed, Williamson, Wilson, and Mr. Speaker—55.

Absent—Messrs. Apperson, Crosno, Earhart, Ladd and Paulsen—5.

So the rules were suspended and house bill No. 150 was read the first time by title and passed to its second reading.

House bills Nos. 151, 152, 153, 154 and 155 were read the first time and passed to second reading.

#### SECOND READING OF HOUSE BILLS.

House bill No. 1 was read the second time and, on motion of Mr. Harrington, referred to the committee on judiciary.

Mr. Harrington moved to suspend the rules and read house bill No. 2 the second time by title only.

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Apperson, Armstrong, Bean, Belknap, Blundell, Bowditch, Condon, Crook, Crosno, Derby, Fell, Fisher of Polk, Fisher of Multnomah, Gambee, Geer, Gilbert, Gilham, Goodnough, Hahn, Harrington, Haskell, Howard, Hume, Hunter, Jennings, Kirk, Labrie, Laughlin, Layman, Maxwell, McCoy, Miller of Jackson, Miller of Linn, Moore, Morelock, Moss, Myers, Napton, Northup,

Paquet, Parker, Paulsen, Pope, Powell, Price, Ricker, Roberts, Roe, Short, Stafford, Strowbridge, Thomas, Thompson, Waldo, Weed, Williamson, Wilson, and Mr. Speaker—58.

Nays—None.

Absent—Messrs. Earhart and Ladd—2.

So the rules were suspended and house bill No. 2 was read the second time by title and, on motion of Mr. Harrington, was referred to the committee on judiciary.

House bill No. 3 was read the second time and, on motion of Mr. Thompson, referred to the committee on commerce.

House bill No. 4 was read the second time and, on motion of Mr. Harrington, referred to the committee on judiciary.

Mr. Bowditch moved to suspend the rules and read house bill No. 5 the second time by title only.

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Armstrong, Bean, Belknap, Blundell, Bowditch, Condon, Crook, Crosno, Derby, Fell, Fisher of Polk, Fisher of Multnomah, Gambee, Geer, Gilbert, Gilham, Goodnough, Hahn, Harrington, Haskell, Howard, Hume, Hunter, Jennings, Kirk, Labrie, Laughlin, Layman, Maxwell, McCoy, Miller of Jackson, Miller of Linn, Moore, Morelock, Moss, Myers, Napton, Northup, Paquet, Parker, Paulsen, Pope, Powell, Price, Ricker, Roberts, Roe, Short, Stafford, Strowbridge, Thomas, Thompson, Waldo, Weed, Williamson, Wilson, and Mr. Speaker—57.

Nays—None.

Absent—Messrs. Apperson, Earhart and Ladd—3.

So the rules were suspended and house bill No. 5 was read the second time by title and, on motion of Mr. Bowditch, referred to the committee on corporations.

House bill No. 6 was read the second time and, on motion of Mr. Paulsen, referred to the committee on agriculture.

Mr. Hume moved to suspend the rules and read house bill No. 7 the second time by title only.

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Apperson, Armstrong, Bean, Belknap, Blundell, Bowditch, Condon, Crook, Crosno, Derby, Fell, Fisher of Polk, Fisher of Multnomah, Gambee, Geer, Gilbert, Gilham, Goodnough, Hahn, Harrington, Haskell, Howard, Hume, Hunter, Jennings, Kirk, Labrie, Laughlin, Layman, Maxwell, McCoy, Miller of Jackson, Miller of Linn, Moore, Morelock, Moss, Myers, Napton, Northup, Paquet, Parker, Paulsen, Pope, Powell, Price, Ricker, Roberts, Roe, Short, Stafford, Strowbridge, Thomas, Thompson, Waldo, Weed, Williamson, Wilson, and Mr. Speaker—58.

Nays—None.

Absent—Messrs. Earhart and Ladd—2.

So the rules were suspended and the bill was read the second time by title and, on motion of Mr. Hume, referred to the committee on judiciary.

House bill No. 8 was read the second time and, on motion of Mr. Wilson, referred to the committee on assessment and taxation.

House bill No. 9 was read the second time and, on motion of Mr. Bowditch, referred to the committee on judiciary.

Mr. Bowditch moved to suspend the rules and read house bill No. 10 the second time by title only.

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Apperson, Armstrong, Bean, Belknap, Blundell, Bowditch, Condon, Crook, Crosno, Derby, Fell, Fisher of Polk, Fisher of Multnomah, Gambee, Geer, Gilbert, Gilham, Goodnough, Hahn, Harrington, Haskell, Howard, Hume, Hunter, Jennings, Kirk, Labrie, Laughlin, Layman, Maxwell, McCoy, Miller of Jackson, Miller of Linn, Moore, Morelock, Moss, Myers, Napton, Northup, Paquet, Parker, Paulsen, Pope, Powell, Price, Ricker, Roberts, Roe, Short, Stafford, Strowbridge, Thomas, Thompson, Waldo, Weed, Williamson, Wilson, and Mr. Speaker—58.

Nays—None.

Absent—Messrs. Earhart and Ladd—2.

So the rules were suspended and the bill was read the second time by title and, on motion of Mr. Bowditch, referred to the committee on education.

House bill No. 11 was read the second time and, on motion of Mr. Fell, referred to the committee on counties.

Mr. Jennings moved that when the house adjourn it adjourn at 4 P. M. to-day to enable the members to be photographed by Mr. Cherrington.

Carried.

House bill No. 12 was read the second time and, on motion of Mr. Jennings, referred to the committee on education.

House bill No. 13 was read the second time and, on motion of Mr. Roberts, referred to the committee on ways and means.

House bill No. 14 was read the second time and, on motion of Mr. Roberts, the bill was considered engrossed and ordered to its third reading.

House bill No. 15 was read the second time and, on motion of Mr. Price, referred to the committee on counties.

Mr. Wilson moved to suspend the rules and read house bill No. 16 the second time by title only.

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Apperson, Armstrong, Bean, Belknap, Blundell, Bowditch, Condon, Crook, Crosno, Derby, Fell, Fisher of Polk, Fisher of Multnomah, Gambee, Geer, Gilbert, Gilham, Goodnough, Hahn, Harrington, Haskell, Howard, Hume, Hunter, Jennings, Kirk, Labrie, Laughlin, Layman, Maxwell, McCoy, Miller of Jackson, Miller of Linn, Moore, Morelock, Moss, Myers, Napton, Northup, Paquet, Parker, Paulsen, Pope, Powell, Price, Ricker, Roberts, Roe, Short, Stafford, Stowbridge, Thomas, Thompson, Waldo, Weed, Williamson, Wilson, and Mr. Speaker—58.

Nays—None.

Absent—Messrs. Earhart and Ladd—2.

So the rules were suspended and the bill was read the second time by title and, on motion of Mr. Wilson, referred to the committee on agriculture.

House bill No. 17 was read the second time and, on motion of Mr. Bean, the bill was considered engrossed and ordered to a third reading.

Mr. McCoy moved to suspend the rules and read house bill No. 18 the second time by title only.

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Apperson, Armstrong, Bean, Belknap, Blundell, Bowditch, Condon, Crook, Crosno, Derby, Fell, Fisher of Polk, Fisher of Multnomah, Gambee, Geer, Gilbert, Gilham, Goodnough, Hahn, Harrington, Haskell, Howard, Hume, Hunter, Jennings, Kirk, Labrie, Laughlin, Layman, Maxwell, McCoy, Miller of Jackson, Miller of Linn, Moore, Morelock, Moss, Myers, Napton, Northup, Paquet, Parker, Paulsen, Pope, Powell, Price, Ricker, Roberts, Roe, Short, Stafford, Stowbridge, Thomas, Thompson, Waldo, Weed, Williamson, and Mr. Speaker—57.

Nays—None.

Absent—Messrs. Earhart, Ladd and Wilson—3.

So the rules were suspended and the bill was read the second time by title and, on motion of Mr. McCoy, referred to the committee on counties.

Mr. Condon moved to suspend the rules and read house bill No. 19 the second time by title only.

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Apperson, Armstrong, Bean, Belknap, Blundell, Bowditch, Condon, Crook, Crosno, Derby, Fell, Fisher of Polk, Fisher of Multnomah, Gambee, Geer, Gilbert, Gilham, Goodnough, Hahn,

Harrington, Haskell, Howard, Hume, Hunter, Jennings, Kirk, Labrie, Laughlin, Layman, Maxwell, McCoy, Miller of Jackson, Miller of Linn, Moore, Morelock, Moss, Myers, Napton, Northup, Paquet, Parker, Paulsen, Pope, Powell, Price, Ricker, Roberts, Roe, Short, Stafford, Strowbridge, Thomas, Thompson, Waldo, Weed, Williamson, Wilson, and Mr. Speaker—58.

Nays—None.

Absent—Messrs. Earhart and Ladd—2.

So the rules were suspended and the bill was read the second time by title and, on motion of Mr. Condon, referred to the committee on agriculture.

House bill No. 20 was read the second time and, on motion of Mr. Stafford, referred to the committee on judiciary.

House bill No. 21 was read the second time and, on motion of Mr. Gilbert, referred to the committee on judiciary.

House bill No. 22 was read the second time and, on motion of Mr. Derby, referred to the committee on agriculture.

House bill No. 23 was read the second time and, on motion of Mr. Northup, referred to the committee on claims.

House bill No. 24 was read the second time and, on motion of Mr. Derby, referred to the committee on judiciary.

House bill No. 25 was read the second time and, on motion of Mr. Thompson, referred to the Multnomah delegation.

House bill No. 26 was read the second time and, on motion of Mr. Gilbert, referred to the committee on military affairs.

House bill No. 27 was read the second time and, on motion of Mr. Northup, referred to the committee on judiciary.

House bill No. 28 was read the second time and, on motion of Mr. Maxwell, the bill was considered engrossed and ordered to third reading.

House bill No. 29 was read the second time.

Mr. Paquet moved that the bill be considered engrossed and ordered to its third reading.

Mr. Jennings moved to refer the bill to the committee on assessment and taxation.

Which motion prevailed.

On motion of Mr. Hume, the house adjourned.



WEDNESDAY, JANUARY 23, 1889.

MORNING SESSION.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
January 23, 1889. }

House called to order at 10 o'clock A. M., the Speaker in the chair.

The roll was called and all the members were present except Mr. Ladd whose absence was excused.

House opened with prayer by Rev. Fred. H. Post of Salem.

The journal of yesterday was read and approved.

The Speaker invited Mr. Geer to take the chair.

House bill No. 30 was read the second time and, on motion of Mr. Hunter, was referred to the committee on commerce.

Mr. Hume moved to suspend the rules and return to the fifth order of business.

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Bean, Belknap, Condon, Derby, Fell, Fisher of Polk, Geer, Hahn, Hume, Hunter, Jennings, Kirk, Labrie, Laughlin, Maxwell, McCoy, Moore, Moss, Northup, Paulsen, Powell, Ricker, Roberts, Stafford, Thomas, Thompson, Weed and Williamson—28.

Nays—Messrs. Apperson, Armstrong, Blundell, Bowditch, Crook, Earhart, Fisher of Multnomah, Gambee, Gilbert, Gilham, Good-nough, Harrington, Haskell, Howard, Layman, Miller of Jackson, Miller of Linn, Morelock, Myers, Napton, Paquet, Parker, Pope, Price, Roe, Short, Strowbridge, Waldo, Wilson, and Mr. Speaker—30.

Absent—Messrs. Crosno and Ladd—2.

So the house refused to suspend the rules.

House bill No. 31 was read the second time.

Mr. Earhart moved to refer the bill to a committee consisting of the Multnomah delegation.

Lost.

Mr. Thompson submitted the following amendment:

AMENDMENT.

Amend section 1 by striking out all of said section after the figures "142" in the fourth line and insert the following: "and all additions to said city of Portland."

The following proposed amendment was offered by Mr. Bowditch, and was read :

AMENDMENT.

Amend section 2 of printed house bill No. 31 by striking out all of that portion of said section 2 that comes after the figures "\$1,500,000" in line 4 of said printed bill.

The following amendment was submitted by Mr. Thompson:

AMENDMENT.

Amend section 2 after the figures "1885," in the sixth line, insert the following: "all money arising under the provisions of this Act shall be paid into the city treasury and drawn therefrom by warrant on the city treasurer, as other city funds are drawn, and that no bonds issued under this Act shall be sold below their par value; and that no member of 'the water committee' shall be in any way, either directly or indirectly, interested in any contracts for the construction of, or for material furnished in the construction of, any works for which the moneys arising from the sale of bonds authorized by this Act shall be applied."

Mr. Earhart moved to refer house bill No. 31, with proposed amendments, to the Multnomah delegation.

Mr. Paulsen moved to amend by referring the bill and amendments to the committee on assessment and taxation.

Mr. Bowditch and Mr. Paulsen called for ayes and nays.

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Belknap, Blundell, Bowditch, Condon, Crosno, Derby, Fisher of Polk, Gambee, Geer, Goodnough, Jennings, Layman, Morelock, Moss, Napton, Paulsen, Pope, Price, Stafford and Thomas—20.

Nays—Messrs. Apperson, Armstrong, Bean, Crook, Earhart, Fell, Fisher of Multnomah, Gilbert, Gilham, Hahn, Harrington, Haskell, Hume, Kirk, Labrie, Laughlin, Maxwell, McCoy, Miller of Jackson, Miller of Linn, Moore, Northup, Paquet, Powell, Roberts, Roe, Short, Strowbridge, Thompson, Weed, Williamson, Wilson, and Mr. Speaker—33.

Absent—Messrs. Howard, Hunter, Ladd, Myers, Parker, Ricker and Waldo—7.

So the house refused to refer to the committee on assessment and taxation.

The original motion was again stated, and Messrs. Paulsen and Bowditch demanded the ayes and nays.

On this question the roll was called and the vote was :

Those voting aye were :

Messrs. Apperson, Armstrong, Bean, Belknap, Blundell, Crosno, Earhart, Fisher of Multnomah, Gambee, Geer, Gilbert, Gilham, Hahn, Harrington, Haskell, Howard, Hume, Jennings, Labrie, Laughlin, Layman, Maxwell, McCoy, Miller of Jackson, Miller of Linn, Moore, Moss, Napton, Northup, Paquet, Parker, Pope, Powell, Ricker, Roberts, Roe, Short, Stafford, Strowbridge, Weed, Williamson, Wilson, and Mr. Speaker—43.

Nays—Messrs. Bowditch, Condon, Crook, Derby, Fell, Fisher of Polk, Goodnough, Hunter, Kirk, Morelock, Myers, Paulsen, Price, Thomas, Thompson and Waldo—16.

Absent—Mr. Ladd.

So house bill No. 31 with the proposed amendments was referred to the consideration of the delegation from Multnomah county.

Mr. Hume moved to suspend the rules and read house bill No. 32 the second time by title only.

On this question the roll was called and the vote was :

Those voting aye were :

Messrs. Apperson, Armstrong, Bean, Belknap, Blundell, Bowditch, Condon, Crook, Crosno, Derby, Earhart, Fell, Fisher of Polk, Fisher of Multnomah, Gambee, Geer, Gilbert, Gilham, Goodnough, Hahn, Harrington, Haskell, Howard, Hume, Hunter, Jennings, Kirk, Labrie, Laughlin, Layman, Maxwell, McCoy, Miller of Jackson, Moore, Morelock, Moss, Myers, Napton, Northup, Paquet, Parker, Paulsen, Pope, Powell, Price, Ricker, Roberts, Roe, Short, Stafford, Strowbridge, Thomas, Thompson, Waldo, Weed, Williamson, Wilson, and Mr. Speaker—58.

Nays—None.

Absent—Messrs. Miller of Linn and Ladd—2.

So the rules were suspended and the bill was read the second time by title and, on motion of Mr. Strowbridge, referred to the committee on commerce.

By unanimous consent, Mr. Laughlin offered house resolution No. 20:

#### HOUSE RESOLUTION NO. 20.

*Resolved by the House :*

That the Secretary of State be instructed to procure hemp matting and cause the same to be placed upon the floor of the gallery of the house at the earliest practicable moment.

And moved its adoption.

Carried.

By unanimous consent, Mr. Miller of Jackson submitted the following:

## REPORT.

HOUSE OF REPRESENTATIVES,  
SALEM, Oregon,  
January 23, 1889. }

*Mr. Speaker :*

We, your committee on the part of the house to confer with a like committee on the part of the senate, to frame joint rules regulating the transaction of business between the two houses, respectfully report that upon conference with the senate committee we have agreed upon the joint rules of the last regular session of the legislative assembly, and we recommend the adoption of the same by the house.

Respectfully submitted,

R. A. MILLER,  
J. T. APPERSON.

On motion of Mr. Miller of Jackson, the report was adopted.

Mr. Roe moved to suspend the rules and read house bill No. 33 the second time by title only.

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Apperson, Armstrong, Bean, Belknap, Blundell, Condon, Crosno, Derby, Fell, Fisher of Polk, Fisher of Multnomah, Gambee, Geer, Gilbert, Gilham, Goodnough, Hahn, Harrington, Haskell, Howard, Hume, Hunter, Jennings, Kirk, Labrie, Laughlin, Layman, Maxwell, McCoy, Miller of Jackson, Miller of Linn, Moore, Morelock, Moss, Northup, Paquet, Parker, Paulsen, Pope, Powell, Price, Ricker, Roe, Short, Stafford, Strowbridge, Thomas, Waldo, Weed, Williamson, Wilson, and Mr. Speaker—52.

Nays—None.

Absent—Messrs. Bowditch, Crook, Earhart, Ladd, Myers, Napton, Roberts and Thompson—8.

So the rules were suspended and house bill No. 33 was read the second time by title and, on motion of Mr. Roe, referred to the committee on judiciary.

House bill No. 34 was read the second time and, on motion of Mr. Pope, was referred to a special committee of three to be appointed by the Speaker.

The chair announced as such committee Messrs. Pope, Goodnough and Napton.

Mr. Roberts moved to suspend the rules and read house bill No. 35 the second time by title only.

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Apperson, Armstrong, Bean, Belknap, Blundell, Bowditch, Condon, Crook, Crosno, Derby, Earhart, Fisher of Polk, Fisher of Multnomah, Gambee, Geer, Gilbert, Gilham, Goodnough, Hahn, Harrington, Haskell, Howard, Hume, Hunter, Jennings, Kirk, Labrie, Laughlin, Layman, Maxwell, McCoy, Miller of Jackson, Miller of Linn, Moore, Morelock, Moos, Myers, Napton, Northup, Paquet, Parker, Paulsen, Pope, Powell, Ricker, Roberts, Roe, Short, Stafford, Strowbridge, Thompson, Waldo, Weed, Williamson, Wilson, and Mr. Speaker.—56.

Nays—None.

Absent—Messrs. Fell, Ladd, Price and Thomas—4.

So the rules were suspended and the bill was read the second time by title and, on motion of Mr. Roberts, referred to the committee on internal improvements.

Mr. Layman moved to suspend the rules and read house bill No. 36 the second time by title only.

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Apperson, Armstrong, Bean, Belknap, Blundell, Condon, Crook, Crosno, Derby, Earhart, Fisher of Polk, Fisher of Multnomah, Gambee, Geer, Gilbert, Gilham, Goodnough, Hahn, Harrington, Haskell, Howard, Hume, Hunter, Jennings, Kirk, Labrie, Laughlin, Layman, Maxwell, McCoy, Miller of Jackson, Miller of Linn, Moore, Morelock, Moss, Myers, Napton, Northup, Paquet, Parker, Paulsen, Pope, Powell, Ricker, Roberts, Roe, Short, Stafford, Strowbridge, Thompson, Waldo, Weed, Williamson, Wilson, and Mr. Speaker—55.

Nays—None.

Absent—Messrs. Bowditch, Fell, Ladd, Price and Thomas—5.

So the rules were suspended and the bill was read the second time by title and, on motion of Mr. Harrington, referred to the committee on commerce.

Mr. Northup moved to suspend the rules and read house bill No. 37 the second time by title only.

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Apperson, Armstrong, Bean, Belknap, Blundell, Bowditch, Condon, Crook, Crosno, Derby, Earhart, Fell, Fisher of Polk, Fisher of Multnomah, Gambee, Geer, Gilbert, Gilham, Goodnough, Hahn, Harrington, Haskell, Howard, Hume, Hunter, Jennings, Kirk, Labrie, Laughlin, Layman, Maxwell, McCoy, Miller of Jackson, Miller of Linn, Moore, Morelock, Moss, Myers, Napton, Northup,

Paquet, Parker, Paulsen, Pope, Powell, Ricker, Roberts, Roe, Short, Stafford, Strowbridge, Thomas, Thompson, Waldo, Weed, William-son, Wilson, and Mr. Speaker—58.

Nays—None.

Absent—Messrs. Ladd and Price—2.

So the rules were suspended and the bill was read the second time by title and, on motion of Mr. Northup, referred to the committee on commerce.

The Speaker resumed the chair.

#### IN JOINT CONVENTION.

The senate of the State of Oregon came within the bar of the house and the joint convention was called to order by the President of the Senate.

The Clerk of the Senate called the roll of the senate, and all the Senators were present except Mr. Cogswell.

The Clerk of the House called the roll of the house, and all the members were present except Mr. Ladd.

The Clerk of the Senate read the proceedings had in the senate on yesterday relating to the vote taken therein for United States Senator.

It appeared upon the records of the senate that Joseph N. Dolph had received a majority of all the votes cast by that body for United States Senator.

The Clerk of the House read the proceedings had in the house on yesterday relating to the vote taken therein for United States Senator.

It appeared upon the records of the house that Joseph N. Dolph had received a majority of all the votes cast in that body for United States Senator.

The President of the convention then announced that Joseph N. Dolph having received a majority of all the votes cast in each house, is duly elected United States Senator for the term of six years from the 4th day of next March.

The President then submitted the following telegram, which was read:

#### TELEGRAM FROM SENATOR DOLPH.

WASHINGTON, D. C.,  
January 22, 1889. }

*To the Chairman and Members of the Joint Legislative Convention:*

Telegrams received inform me that on the ballot for United States Senator to-day I received a majority of the votes in both

houses, and that nothing remains to be done but to announce the result in joint convention to-morrow.

I am deeply grateful for the honor conferred upon me. To be chosen to represent a State of the Union in so distinguished and able a body as the United States senate is an honor of which any man may be justly proud. To be chosen for a second term to succeed himself is a greater honor.

With the experience of six years in the senate, and the position on committees which continuous service will give me for the next six years, I hope to accomplish much more during my next term than it has been possible to accomplish during the present one.

The approval of my official course implied in my re-election shall stimulate me to greater exertions and more earnest and constant efforts to faithfully discharge the important trust that the people of Oregon have imposed upon me.

My time and energies shall be devoted to the discharge of my official duties with an earnest purpose to faithfully represent every section of the State, and to promote the interests of the whole people.

J. N. DOLPH.

On motion of Mr. Thompson, the convention dissolved.

#### IN THE HOUSE.

On motion of Mr. Geer, the house adjourned.

#### AFTERNOON SESSION.

The house was called to order at 2 o'clock P. M., Mr. Speaker in the chair.

The roll was called and all the members were present except Messrs. Ladd, Roberts and Williamson.

Mr. Ladd was excused.

Mr. Apperson called to the chair.

By unanimous consent, Mr. Northup offered the following house resolution No. 21:

#### HOUSE RESOLUTION NO. 21.

WHEREAS, Much noise arises in the lobby and gallery of the house, seriously interfering with the transaction of business; therefore,

*Resolved*, That G. M. Smith of Umatilla county, a veteran Union soldier, be and he is hereby appointed assistant doorkeeper, with station in the gallery of the house.

And moved its adoption.

Messrs. Stafford and Jennings called for the yeas and nays.

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Apperson, Armstrong, Bean, Belknap, Blundell, Bowditch, Condon, Crook, Crosno, Derby, Earhart, Fell, Fisher of Polk, Fisher of Multnomah, Gambee, Gilbert, Gilham, Goodnough, Hahn, Harrington, Haskell, Howard, Hume, Hunter, Kirk, Labrie, Laughlin, Layman, Maxwell, McCoy, Morelock, Moss, Napton, Northup, Paquet, Parker, Pope, Powell, Ricker, Roberts, Roe, Short, Strowbridge, Thomas, Thompson, Weed, and Mr. Speaker—47.

Nays—Messrs. Jennings, Miller of Linn, Moore, Myers, Price, Stafford, Waldo and Wilson—8.

Absent—Messrs. Geer, Ladd, Miller of Jackson, Paulsen and Williamson—5.

So house resolution No. 21 was adopted:

By unanimous consent, Mr. McCoy introduced house joint memorial No. 7:

#### HOUSE JOINT MEMORIAL NO. 7.

##### *Memorial to the Congress of the United States:*

Your memorialists, the legislative assembly of the State of Oregon, respectfully represent that congress did grant to the Northern Pacific railroad the odd sections of land for forty miles on each side of its proposed line between Wallula and Portland to aid in the construction of its road, which never has been built, and in view of the anticipated increased value by reason of the proposed building of said road, the price of the even sections of land within said grant was raised from one dollar and twenty-five cents per acre to two dollars and fifty cents per acre, and the majority of those who settled upon lands within said grant by reason of the additional burden of one dollar and a quarter per acre and the excessive interest which many of them were forced to pay thereon, and by reason of the non-acceptance of the said Northern Pacific railroad between said points, were unable to hold their land, and the same has either been sold at the hands of the executioner or at great sacrifice to save the same from his hands.

Wherefore your memorialists pray that your honorable body take steps to secure to those who settled within the said grant to the Northern Pacific railroad between Portland and Wallula, and paid



the double minimum price for their lands, the repayment of the double minimum excess of one dollar and a quarter per acre, and that the act of June 16, 1880, be amended so as to include such settlers within its provisions.

Mr. McCoy moved to suspend the rules and consider house joint memorial No. 7 now.

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Apperson, Armstrong, Bean, Belknap, Blundell, Condon, Crook, Croso, Derby, Earhart, Fell, Fisher of Polk, Fisher of Multnomah, Gambee, Geer, Gilbert, Gilham, Goodnough, Hahn, Harrington, Haskell, Howard, Hume, Hunter, Jennings, Kirk, Labrie, Laughlin, Layman, Maxwell, McCoy, Miller of Linn, Moore, Morelock, Moss, Myers, Napton, Northup, Paquet, Parker, Paulsen, Pope, Powell, Price, Ricker, Roberts, Roe, Short, Stafford, Strowbridge, Thomas, Thompson, Waldo, Weed, Wilson, and Mr. Speaker—56.

Nays—None.

Absent—Messrs. Bowditch, Miller of Jackson, Ladd and Williamson—4.

So the rules were suspended and, on motion of Mr. McCoy, house joint memorial No. 7 was referred to the committee on commerce.

The Speaker submitted the following:

#### MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
SALEM, Oregon,  
January 23, 1889. }

*Mr. Speaker :*

I am directed by the President to inform you that the senate has passed senate bill No. 54, being a bill for an Act to authorize the construction of a bridge across the Willamette river between Marion and Yamhill counties, in the State of Oregon.

And the same is herewith transmitted to you for the consideration of the house.

JOHN H. SHUPE,  
Chief Clerk.

Senate bill No. 54 was read the first time and passed to second reading.

By unanimous consent, the following bills were introduced:

House bill No. 156, by Mr. Bowditch, to amend an Act entitled an Act to regulate the salaries of county judges of the State of Oregon, approved February 21, 1887.

House bill No. 157, by Mr. Kirk, a bill for an Act to incorporate the city of Athena, Umatilla county, Oregon, and to define the powers thereof.

House bill No. 158, by Mr. Hume, by request, a bill for an Act to appropriate money to aid the refuge home in carrying out the purposes of its organization.

House bill No. 159, by Mr. Jennings, to provide for the manner of the assessment of promissory notes, and other evidences of debt and penalty for not listing the same.

House bill No. 160, by Mr. Labrie, to amend section 4229 of the miscellaneous code, as compiled by W. Lair Hill.

House bill No. 161, by Mr. Paulsen, to appropriate money to purchase land for the State agricultural college of Oregon, and to amend an Act entitled an Act to confirm the location of the State agricultural college at Corvallis, in Benton county, Oregon, and to provide for the maintenance and government thereof.

House bill No. 162, by Mr. Condon, to authorize the construction and operation of the Siuslaw and Eastern Railway and Navigation Company, and branches thereof.

House bill No. 163, by Mr. Maxwell, for the relief of Tillamook county.

#### SECOND READING OF HOUSE BILLS RESUMED.

House bill No. 38 was read the second time and, on motion of Mr. Geer, referred to the committee on judiciary.

House bill No. 39 was read the second time and, on motion of Mr. Hume, considered engrossed and pass to its third reading.

House bill No. 40 was read the second time and, on motion of Mr. Gilbert, referred to the committee on judiciary.

House bill No. 41 was read the second time and, on motion of Mr. Condon, referred to the committee on judiciary.

On motion of Mr. Roberts, Hon. Sol Abrams was invited to a seat within the bar.

House bill No. 42 was read the second time and, on motion of Mr. Miller of Jackson, referred to the committee on judiciary.

Mr. Layman moved to suspend the rules and read house bill No. 43 the second time by title only.

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Apperson, Armstrong, Bean, Belknap, Bowditch, Condon, Crook, Crosno, Derby, Earhart, Fell, Fisher of Polk, Fisher of Multnomah, Gamblee, Geer, Gilbert, Gilham, Goodnough, Hahn, Harrington, Haskell, Howard, Hume, Hunter, Jennings, Kirk, Labrie, Laughlin, Layman, Maxwell, McCoy, Miller of Linn,

Moore, Morelock, Myers, Napton, Northup, Paquet, Parker, Paulsen, Pope, Powell, Price, Ricker, Roberts, Roe, Short, Stafford, Strowbridge, Thomas, Thompson, Waldo, Weed, Williamson, Wilson, and Mr. Speaker—56.

Nays—None.

Absent—Messrs. Blundell, Ladd, Miller of Jackson and Moss—4.

So the rules were suspended and the bill was read the second time by title and, on motion of Mr. Layman, referred to the committee on alcoholic traffic.

House bill No. 44 was read the second time.

Mr. Jennings moved that it be considered engrossed and ordered to a third reading.

Mr. Hume moved to amend by referring to the committee on judiciary.

Mr. Jennings moved to amend the amendment and refer the bill to the committee on assessment and taxation.

The amendment to the amendment prevailed, the amendment as amended carried, and the motion as amended was adopted, and the bill went to the committee on assessment and taxation.

House bill No. 45 was read the second time and, on motion of Mr. Waldo, referred to the committee on elections.

Mr. Crook moved to suspend the rules and read house bill No. 46 the second time by title only.

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Apperson, Armstrong, Bean, Belknap, Blundell, Bowditch, Condon, Crook, Crosno, Derby, Earhart, Fell, Fisher of Polk, Fisher of Multnomah, Gambee, Geer, Gilbert, Gilham, Goodnough, Hahn, Harrington, Haskell, Howard, Hume, Hunter, Jennings, Kirk, Labrie, Laughlin, Layman, Maxwell, McCoy, Miller of Jackson, Miller of Linn, Moore, Morelock, Moss, Myers, Napton, Northup, Paquet, Parker, Paulsen, Pope, Powell, Price, Ricker, Roberts, Roe, Short, Stafford, Strowbridge, Thomas, Thompson, Waldo, Weed, Williamson, Wilson, and Mr. Speaker—59.

Nays—None.

Absent—Mr. Ladd.

So the rules were suspended and the bill was read the second time by title.

Mr. Crook presented a petition, and moved to refer the bill and petition to the committee on ways and means.

Mr. Hume moved to amend and refer the bill to the committee on roads and highways.

Lost.

So the original motion carried and the bill and petition were referred to the committee on ways and means.

House bill No. 47 was read the second time and, on motion of Mr. Hume, referred to the committee on railways and transportation.

Mr. Price moved to suspend the rules and read house bill No. 48 the second time by title only.

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Apperson, Armstrong, Bean, Belknap, Blundell, Bowditch, Condon, Crosno, Derby, Earhart, Fell, Fisher of Polk, Fisher of Multnomah, Gambee, Geer, Gilbert, Gilham, Goodnough, Hahn, Harrington, Haskell, Howard, Hume, Hunter, Jennings, Kirk, Labrie, Laughlin, Layman, Maxwell, McCoy, Miller of Linn, Moore, Morelock, Moss, Myers, Napton, Northup, Parker, Paulsen, Pope, Powell, Price, Ricker, Roberts, Roe, Short, Stafford, Strowbridge, Thomas, Waldo, Weed, Wilson, and Mr. Speaker—54.

Nays—None.

Absent—Messrs. Crook, Ladd, Miller of Jackson, Paquet, Thompson and Williamson—6.

So the rules were suspended and the bill was read the second time by title and, on motion of Mr. Price, referred to the committee on corporations.

House bill No. 49 was read the second time and, on motion of Mr. Northup, referred to the committee on commerce.

House bill No. 50 was read the second time and, on motion of Mr. Earhart, referred to the committee on commerce.

Mr. Blundell moved to suspend the rules and read house bill No. 51 the second time by title.

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Apperson, Armstrong, Bean, Belknap, Blundell, Bowditch, Condon, Crosno, Derby, Earhart, Fell, Fisher of Polk, Fisher of Multnomah, Gambee, Geer, Gilbert, Gilham, Goodnough, Hahn, Harrington, Haskell, Howard, Hume, Hunter, Jennings, Kirk, Labrie, Laughlin, Layman, Maxwell, McCoy, Miller of Jackson, Miller of Linn, Moore, Morelock, Moss, Myers, Napton, Northup, Paquet, Parker, Paulsen, Pope, Powell, Price, Ricker, Roberts, Roe, Short, Stafford, Strowbridge, Thomas, Thompson, Waldo, Weed, Wilson, and Mr. Speaker—57.

Nays—None.

Absent—Messrs. Crook, Ladd and Williamson—3.

So the rules were suspended and house bill No. 51 was read the second time by title and, on motion of Mr. Blundell, referred to the committee on agriculture.

House bill No. 52 was read the second time and, on motion of Mr. Harrington, ordered engrossed.

Mr. Northup moved to reconsider the vote by which house bill No. 50 was referred to the committee on commerce.

Carried.

Mr. Northup moved the following amendment:

#### AMENDMENT.

Amend house bill No. 50 by striking out all after "State" in line 3, printed bill, of section 2, including the word "house" in line 4, printed bill, of such section.

The amendment was lost.

Mr. Hume moved that the bill be considered engrossed and ordered to a third reading.

Mr. Thompson moved to amend by referring the bill to the committee on assessment and taxation.

Lost.

The vote recurring on the original motion, it was adopted.

House bill No. 53 was read the second time.

Mr. Harrington moved the bill be ordered engrossed.

Mr. Hume moved to amend by referring the bill to the committee on judiciary.

Lost.

The original motion prevailed and the bill was ordered engrossed.

Mr. Roberts moved to suspend the rules and read house bill No. 54 the second time by title.

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Apperson, Armstrong, Bean, Belknap, Blundell, Condon, Crook, Crosno, Derby, Earhart, Fell, Fisher of Polk, Fisher of Multnomah, Gambee, Geer, Gilbert, Gilham, Goodnough, Hahn, Harrington, Haskell, Howard, Hume, Hunter, Jennings, Kirk, Labrie, Laughlin, Layman, Maxwell, McCoy, Miller of Jackson, Miller of Linn, Moore, Morelock, Moss, Myers, Northup, Paquet, Parker, Paulsen, Pope, Powell, Price, Ricker, Roberts, Roe, Short, Stafford, Strowbridge, Thomas, Thompson, Waldo, Weed, Wilson, and Mr. Speaker—56.

Nays—None.

Absent—Messrs. Bowditch, Ladd, Napton and Williamson—4.

So the rules were suspended and the bill was read the second time by title and, on motion of Mr. Moss, referred to the committee on corporations.

On motion of Mr. Harrington, the house adjourned.

THURSDAY, JANUARY 24, 1889.

MORNING SESSION.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
January 24, 1889. }

House called to order at 10 o'clock A. M., Mr. Speaker in the chair.

The roll was called, and Messrs. Ladd, Maxwell and Northup were absent.

Mr. Ladd excused.

House opened with prayer by Rev. A. B. Brown of Salem.

On motion of Mr. Paquet, the reading of the journal was dispensed with.

A petition from the Astoria chamber of commerce protesting against the reduction of fees of bar pilots, was read and, on motion of Mr. Northup, referred to the committee on commerce.

By unanimous consent, and on motion of Mr. Hume, house joint resolution No. 4 was referred to the committee on judiciary.

Mr. Howard moved to suspend the rules and read house bill No. 55 the second time by title only.

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Apperson, Armstrong, Bean, Belknap, Blundell, Bowditch, Condon, Crook, Derby, Earhart, Fell, Fisher of Polk, Fisher of Multnomah, Gambee, Geer, Gilbert, Gilham, Goodnough, Hahn, Harrington, Haskell, Howard, Hume, Hunter, Jennings, Kirk, Labrie, Laughlin, Layman, McCoy, Miller of Jackson, Miller of Linn, Moore, Morelock, Moss, Myers, Northup, Paquet, Parker, Paulsen, Pope, Powell, Price, Ricker, Roe, Short, Stafford, Strowbridge, Thomas, Thompson, Waldo, Weed, Williamson, Wilson, and Mr. Speaker—55.

Nays—None.

Absent—Messrs. Crosno, Ladd, Maxwell, Napton and Roberts—5.

So the rules were suspended and the bill was read the second time by title and, on motion of Mr. Howard, referred to the committee on corporations.

Mr. Ricker moved to suspend the rules and read house bill No. 56 the second time by title only.

On this question the roll was called and the vote was:

Those voting aye were :

Messrs. Apperson, Armstrong, Bean, Belknap, Blundell, Bowditch, Condon, Crook, Crosno, Derby, Earhart, Fell, Fisher of Polk, Fisher of Multnomah, Gambee, Geer, Gilbert, Gilham, Goodnough, Hahn, Harrington, Haskell, Howard, Hume, Hunter, Jennings, Labrie, Laughlin, Layman, McCoy, Miller of Jackson, Miller of Linn, Moore, Morelock, Moss, Myers, Northup, Paquet, Parker, Paulsen, Pope, Powell, Price, Ricker, Roe, Short, Stafford, Strowbridge, Thomas, Thompson, Waldo, Weed, Williamson, Wilson, and Mr. Speaker—55.

Nays—None.

Absent—Messrs. Kirk, Ladd, Maxwell, Napton and Roberts—5.

So the rules were suspended and the bill was read the second time by title and, on motion of Mr. Ricker, referred to the committee on corporations.

House bill No. 57 was read the second time and, on motion of Mr. Condon, referred to the committee on judiciary.

House bill No. 58 was read the second time and, on motion of Mr. Stafford, referred to the committee on assessment and taxation.

House bill No. 59 was read the second time and, on motion of Mr. Hume, considered engrossed and passed to third reading.

House bill No. 60 was read the second time and, on motion of Mr. Hume, considered engrossed and passed to third reading.

House bill No. 61 was read the second time and, on motion of Mr. Powell, referred to the committee on judiciary.

Mr. Hume moved to suspend the rules and read house bill No. 62 the second time by title only.

On this question the roll was called and the vote was:

Those voting aye were :

Messrs. Apperson, Armstrong, Bean, Belknap, Blundell, Condon, Crook, Crosno, Derby, Earhart, Fisher of Polk, Fisher of Multnomah, Gambee, Geer, Gilbert, Gilham, Goodnough, Hahn, Harrington, Haskell, Howard, Hume, Hunter, Jennings, Kirk, Labrie, Laughlin, Layman, McCoy, Miller of Jackson, Miller of Linn, Moore, Morelock, Moss, Myers, Northup, Paquet, Parker, Paulsen, Pope, Powell, Price, Ricker, Roberts, Roe, Short, Stafford, Strowbridge, Thomas, Thompson, Waldo, Weed, Williamson, Wilson, and Mr. Speaker—55.

Nays—None.

Absent—Messrs. Bowditch, Fell, Ladd, Maxwell and Napton—5.

So the rules were suspended and the bill was read the second time by title and, on motion of Mr. Hahn, referred to the committee on fisheries.

Mr. Apperson moved to suspend the rules and read house bill No. 63 the second time by title only.

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Apperson, Armstrong, Bean, Belknap, Blundell, Bowditch, Condon, Crosno, Crook, Derby, Earhart, Fell, Fisher of Polk, Fisher of Multnomah, Gambee, Geer, Gilbert, Gilham, Goodnough, Hahn, Harrington, Haskell, Howard, Hume, Hunter, Jennings, Kirk, Labrie, Laughlin, Layman, McCoy, Miller of Jackson, Miller of Linn, Moore, Morelock, Moss, Myers, Northup, Paquet, Parker, Paulsen, Pope, Powell, Price, Roberts, Roe, Short, Stafford, Strowbridge, Thomas, Thompson, Waldo, Weed, Williamson, Wilson, and Mr. Speaker—56.

Nays—None.

Absent—Messrs. Ladd, Maxwell, Napton and Ricker—4.

So the rules were suspended and the bill was read the second time by title.

Mr. Apperson presented a petition from the farmers' institute, which was read, and he moved to refer the bill with the petition to the committee on agriculture.

Carried.

Mr. Hunter moved to suspend the rules and read house bill No. 64 the second time by title only.

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Apperson, Armstrong, Bean, Belknap, Blundell, Bowditch, Condon, Crook, Derby, Earhart, Fell, Fisher of Polk, Fisher of Multnomah, Gambee, Geer, Gilbert, Gilham, Goodnough, Hahn, Harrington, Haskell, Howard, Hume, Hunter, Jennings, Kirk, Labrie, Laughlin, Layman, McCoy, Miller of Jackson, Miller of Linn, Moore, Morelock, Moss, Myers, Napton, Northup, Paquet, Parker, Paulsen, Pope, Powell, Price, Ricker, Roberts, Roe, Short, Stafford, Strowbridge, Thomas, Thompson, Waldo, Weed, Williamson, Wilson, and Mr. Speaker—57.

Nays—None.

Absent—Messrs. Crosno, Ladd and Maxwell—3.

So the rules were suspended and the bill was read the second time by title.

Mr. Hunter presented a petition and, on his motion, the bill and petition were referred to the committee on corporations.

House bill No. 65 was read the second time and, on motion of Mr. Harrington, referred to the committee on judiciary.

Mr. Harrington moved to suspend the rules and read house bill No. 67 the second time by title only.

On this question the roll was called and the vote was:

Those voting aye were:



Messrs. Armstrong, Bean, Belknap, Blundell, Bowditch, Condon, Crook, Crosno, Derby, Earhart, Fell, Fisher of Polk, Fisher of Multnomah, Gambee, Geer, Gilbert, Gilham, Goodnough, Hahn, Harrington, Haskell, Howard, Hume, Hunter, Kirk, Labrie, Laughlin, Layman, Maxwell, McCoy, Miller of Jackson, Miller of Linn, Moore, Morelock, Moss, Myers, Northup, Paquet, Parker, Paulsen, Pope, Powell, Price, Roe, Short, Stafford, Strowbridge, Thomas, Thompson, Waldo, Weed, Williamson, Wilson, and Mr. Speaker—54.

Nays—None.

Absent—Messrs. Apperson, Jennings, Ladd, Napton, Ricker and Roberts—6.

So the rules were suspended and the bill was read the second time by title and, on motion of Mr. Paquet, referred to the committee on education.

House bill No. 68 was read the second time and, on motion of Mr. Jennings, referred to the committee on railways and transportation.

Mr. Gilham moved to suspend the rules and read house bill No. 69 the second time by title only.

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Apperson, Armstrong, Bean, Belknap, Blundell, Bowditch, Condon, Crosno, Derby, Earhart, Fell, Fisher of Polk, Fisher of Multnomah, Gambee, Geer, Gilbert, Gilham, Goodnough, Hahn, Haskell, Howard, Hume, Hunter, Jennings, Kirk, Labrie, Laughlin, Layman, Maxwell, McCoy, Miller of Jackson, Miller of Linn, Moore, Morelock, Moss, Myers, Northup, Paquet, Parker, Paulsen, Pope, Powell, Price, Ricker, Roberts, Roe, Short, Stafford, Strowbridge, Thomas, Thompson, Waldo, Weed, Williamson, Wilson, and Mr. Speaker—56.

Nays—None.

Absent—Messrs. Crook, Harrington, Ladd, and Napton—4

So the rules were suspended and the bill was read the second time by title and, on motion of Mr. Gilham, referred to the committee on counties.

By unanimous consent the special committee appointed by the chair to investigate the workings and management of the State agricultural college at Corvallis were granted a leave of absence in order to perform their duty.

House bill No. 70 was read the second time and, on motion of Mr. Price, referred to the committee on railways and transportation.

On motion of Mr. Haskell, Hon. A. J. Lawrence was invited to a seat within the bar.

Mr. Bowditch moved to suspend the rules and read house bill No. 71 the second time by title only.

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Apperson, Armstrong, Bean, Belknap, Blundell, Bowditch, Condon, Crosno, Derby, Fell, Fisher of Polk, Fisher of Multnomah, Gambée, Gilbert, Gilham, Goodnough, Hahn, Harrington, Haskell, Howard, Hume, Hunter, Jennings, Kirk, Labrie, Layman, Maxwell, McCoy, Miller of Jackson, Miller of Linn, Moore, Morelock, Moss, Myers, Northup, Paquet, Parker, Paulsen, Pope, Powell, Price, Ricker, Roberts, Roe, Short, Stafford, Strowbridge, Thomas, Thompson, Waldo, Weed, Williamson, Wilson, and Mr. Speaker—54.

Nays—None.

Absent—Messrs. Crook, Earhart, Geer, Ladd, Laughlin and Napton—6.

So the rules were suspended and the bill was read the second time by title and, on motion of Mr. Bowditch, referred to the committee on corporations.

House bill No. 72 was read the second time and, on motion of Mr. Moss, referred to the committee on counties.

House bill No. 73 was read the second time and, on motion of Mr. Hume, referred to the committee on military affairs.

House bill No. 74 was read the second time and, on motion of Mr. Paquet, ordered engrossed and passed to third reading.

Mr. Condon was granted leave of absence on Monday next.

House bill No. 75 was read the second time and, on motion of Mr. Harrington, referred to the committee on judiciary.

House bill No. 76 was read the second time and, on motion of Mr. Apperson, referred to the committee on judiciary.

Mr. Gilbert moved to suspend the rules and read house bill No. 77 the second time by title only.

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Apperson, Armstrong, Bean, Belknap, Blundell, Condon, Crosno, Derby, Fell, Fisher of Polk, Fisher of Multnomah, Gambée, Gilbert, Gilham, Goodnough, Hahn, Harrington, Haskell, Howard, Hume, Hunter, Jennings, Kirk, Labrie, Layman, Maxwell, McCoy, Miller of Jackson, Miller of Linn, Moore, Morelock, Moss, Myers, Northup, Paquet, Parker, Paulsen, Pope, Powell, Price, Ricker, Roberts, Short, Stafford, Strowbridge, Thomas, Thompson, Waldo, Weed, Williamson, Wilson, and Mr. Speaker—52.

Nays—None.

Absent—Messrs. Bowditch, Crook, Earhart, Geer, Ladd, Laughlin, Napton and Roe—8.

So the rules were suspended and the bill was read the second time by title and, on motion of Mr. Gilbert, referred to the committee on judiciary.

Mr. Layman moved to suspend the rules and read house bill No. 78 the second time by title only.

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Apperson, Armstrong, Bean, Belknap, Blundell, Condon, Crook, Derby, Fell, Fisher of Polk, Fisher of Multnomah, Gambee, Gilham, Goodnough, Hahn, Harrington, Haskell, Howard, Hume, Hunter, Jennings, Kirk, Labrie, Layman, McCoy, Miller of Jackson, Miller of Linn, Moore, Morelock, Moss, Myers, Northup, Paquet, Parker, Paulsen, Pope, Powell, Price, Ricker, Roe, Short, Stafford, Strowbridge, Thomas, Thompson, Waldo, Weed, Williamson, Wilson, and Mr. Speaker—50.

Nays—None.

Absent—Messrs. Bowditch, Crosno, Earhart, Geer, Gilbert, Ladd, Laughlin, Maxwell, Napton and Roberts—10.

So the rules were suspended and the bill was read the second time by title and, on motion of Mr. Armstrong, referred to the committee on railways and transportation.

House bill No. 79 was read the second time and, on motion of Mr. Layman, referred to the committee on education.

House bill No. 80 was read the second time and, on motion of Mr. Short, referred to the committee on judiciary.

House bill No. 81 was read the second time.

Mr. Layman moved to refer it to the committee on commerce.

Mr. Derby moved to amend by referring it to the committee on agriculture.

Carried.

So the motion as amended was adopted.

House bill No. 82 was read the second time.

Mr. Apperson presented a petition from the Oregon City board of trade.

Mr. Short also presented a petition and, on motion of Mr. Derby, the bill, with both petitions, was referred to the committee on counties.

Mr. Gilbert presented a petition which he requested to go with house bill No. 42, and the same followed house bill No. 42 to the committee on judiciary.

By unanimous consent, the following bills were introduced:

House bill No. 164. By Mr. Belknap. To appropriate money to aid the county court of Benton county to construct a wagon road from Alsea valley to tide water.

House bill No. 165. By Mr. Crook, by request. A bill for an Act to improve the State capitol grounds by purchasing additional ground therefor.

ROLL

House bill No. 166. By Mr. Blundell. To amend section 2585 of the miscellaneous laws of Oregon, as compiled by W. Lair Hill.

House bill No. 167. By Mr. Morelock. To appropriate money for the improvement of a public soda spring at Sodaville, in Linn county, Oregon.

House bill No. 168. By Mr. Jennings. To amend sections 3817 and 3818, chapter LIX of the miscellaneous laws of Oregon, as compiled by W. Lair Hill, relating to grist mills.

House bill No. 169. By Mr. McCoy. To prevent and punish the driving or herding of live stock along or near public highways (not toll roads) and causing the same to be obstructed.

House bill No. 170. By Mr. Moore. To appropriate money to aid the county courts of Washington and Tillamook counties to construct a wagon road on the Gale's creek and Wilson river route in Washington and Tillamook counties.

House bill No. 171. By Mr. Harrington. A bill for an Act for the relief of school district No. 35, Multnomah county, Oregon.

House bill No. 172. By Mr. Fisher of Polk. To repeal sections 2671, 2672, 2673, 2674, 2675 and 2676 of title VI, chapter XVI, of the miscellaneous laws of Oregon as compiled and annotated by W. Lair Hill.

Consent being given, on motion of Mr. Short, house joint resolution No. 3 was referred to the committee on judiciary.

House bill No. 83 was read the second time and, on motion of Mr. Thompson, the bill was ordered engrossed and passed to a third reading.

House bill No. 84 was read the second time and, on motion of Mr. Condon, referred to the committee on education.

Mr. Layman moved to suspend the rules and read house bill No. 85 the second time by title only.

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Apperson, Armstrong, Bean, Belknap, Blundell, Bowditch, Condon, Crook, Crosno, Derby, Earhart, Fisher of Polk, Fisher of Multnomah, Gambee, Gilbert, Gilham, Goodnough, Hahn, Harrington, Haskell, Howard, Hume, Hunter, Jennings, Kirk, Labrie, Layman, Maxwell, McCoy, Miller of Jackson, Miller of Linn, Moore, Morelock, Moss, Myers, Northup, Paquet, Parker, Paulsen, Pope, Powell, Price, Ricker, Short, Stafford, Strowbridge, Thomas, Waldo, Weed, Williamson, Wilson, and Mr. Speaker—52.

Nays—None.

Absent—Messrs. Fell, Geer, Ladd, Laughlin, Napton, Roberts, Roe and Thompson—8.

So the rules were suspended and the bill was read the second

time by title and, on motion of Mr. Derby, referred to the committee on corporations.

House bill No. 86 was read the second time.

Mr. Paulsen moved that the Clerk be authorized to correct errors in house bill No. 86 as follows:

In line 5, section 1, strike out "1880" and insert "1890."

In line 8, section 1, strike out "1880" and insert "1890."

In line 17, section 1, strike out "1880" and insert "1890."

It was so ordered and, on his motion, the bill was referred to the committee on judiciary.

Mr. Jennings moved to suspend the rules and read house bill No. 87 the second time by title only.

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Apperson, Armstrong, Bean, Blundell, Bowditch, Condon, Crook, Crosno, Derby, Earhart, Fisher of Polk, Fisher of Multnomah, Gambee, Gilbert, Gilham, Goodnough, Hahn, Harrington, Haskell, Howard, Hume, Hunter, Jennings, Kirk, Labrie, Layman, Maxwell, McCoy, Miller of Jackson, Miller of Linn, Moore, Morelock, Moss, Myers, Northup, Paquet, Parker, Paulsen, Powell, Ricker, Short, Stafford, Strowbridge, Thomas, Thompson, Waldo, Weed, Williamson, Wilson, and Mr. Speaker—50.

Nays—None.

Absent—Messrs. Belknap, Fell, Geer, Ladd, Laughlin, Napton, Pope, Price, Roberts and Roe—10.

So the rules were suspended, the bill was read the second time by title and, on motion of Mr. Jennings, referred to the committee on roads and highways.

Mr. Thompson moved that when the house adjourns it adjourn to meet at 2 P. M. next Monday.

Messrs. Bowditch, Price and Labrie demanded the yeas and nays.

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Crosno, Fisher of Multnomah, Gilbert, Goodnough, Thomas and Thompson—6.

Nays—Messrs. Apperson, Armstrong, Bean, Belknap, Blundell, Bowditch, Condon, Crook, Derby, Earhart, Fell, Fisher of Polk, Gambee, Gilham, Hahn, Haskell, Howard, Hume, Hunter, Jennings, Kirk, Labrie, Layman, Maxwell, McCoy, Miller of Jackson, Miller of Linn, Moore, Morelock, Moss, Myers, Northup, Paquet, Parker, Pope, Powell, Price, Ricker, Short, Stafford, Strowbridge, Waldo, Weed, Williamson and Wilson—45.

Absent—Messrs. Geer, Harrington, Ladd, Laughlin, Napton, Paulsen, Roberts, Roe, and Mr. Speaker—9.

So the motion was lost.

House bill No. 88 was read the second time and, on motion of Mr. Gambee, referred to the committee on judiciary.

House bill No. 89 was read the second time and, on motion of Mr. Gambee, referred to the committee on judiciary.

House bill No. 90 was read the second time and, on motion of Mr. Jennings, referred to the committee on agriculture.

Mr. Maxwell moved to suspend the rules and read house bill No. 91 the second time by title only.

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Apperson, Armstrong, Bean, Belknap, Blundell, Bowditch, Condon, Crook, Crosno, Derby, Earhart, Fell, Fisher of Polk, Fisher of Multnomah, Gambee, Gilbert, Gilham, Goodnough, Hahn, Harrington, Haskell, Howard, Hume, Hunter, Jennings, Kirk, Labrie, Layman, Maxwell, McCoy, Miller of Jackson, Miller of Linn, Moore, Morelock, Moss, Myers, Northup, Paquet, Parker, Paulsen, Pope, Powell, Price, Ricker, Short, Stafford, Strowbridge, Thomas, Thompson, Waldo, Weed, Williamson, Wilson, and Mr. Speaker—51.

Nays—None.

Absent—Messrs. Geer, Ladd, Laughlin, Napton, Roberts and Roe—6.

So the rules were suspended and the bill was read the second time by title.

Mr. Maxwell moved that the Clerk be authorized to correct a clerical error in section 2, line 1, so as to make a name of a person therein to be spelled correctly.

Carried.

The correction was made and, on Mr. Maxwell's motion, house bill No. 91 was referred to the committee on claims.

Mr. Roberts asked for and obtained leave of absence for the special committee to visit the asylum.

Mr. Armstrong moved to suspend the rules and read house bill No. 92 the second time by title only.

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Apperson, Armstrong, Bean, Belknap, Blundell, Bowditch, Condon, Crook, Derby, Earhart, Fell, Fisher of Polk, Fisher of Multnomah, Gambee, Gilbert, Gilham, Goodnough, Hahn, Harrington, Haskell, Howard, Hume, Hunter, Jennings, Kirk, Labrie, Layman, Maxwell, McCoy, Miller of Jackson, Miller of Linn, Moore, Morelock, Moss, Myers, Northup, Paquet, Parker, Paulsen, Pope, Powell, Price, Ricker, Roberts, Short, Stafford, Strowbridge, Thomas, Thompson, Waldo, Weed, Williamson, Wilson, and Mr. Speaker—54.

Nays—None.

Absent—Messrs. Crosno, Geer, Ladd, Laughlin, Napton and Roe—6.

So the rules were suspended and the bill was read the second time by title.

Mr. Armstrong moved that the Clerk be authorized to add a repealing clause to the bill.

Carried, and the Clerk added the clause.

On motion of Mr. Layman, house bill No. 92 was referred to the committee on education.

Mr. Apperson moved to reconsider the vote by which house bill No. 83 was referred to the engrossing committee.

Carried.

Mr. Thompson moved the following amendment to the emergency clause to house bill No. 83:

#### AMENDMENT.

"WHEREAS, The United States is now engaged in prosecuting surveys on the sea coast and along the rivers in Oregon, and there is, therefore, urgent reason therefor, this Act shall take effect from and after its approval by the Governor."

The amendment prevailed and, on motion of Mr. Thompson, the bill was ordered engrossed.

Mr. Fell moved to suspend the rules and read house bill No. 93 the second time by title only.

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Apperson, Armstrong, Bean, Belknap, Blundell, Bowditch, Condon, Crook, Crosno, Derby, Earhart, Fell, Fisher of Polk, Fisher of Multnomah, Gambee, Gilbert, Gilham, Goodnough, Hahn, Harrington, Haskell, Howard, Hume, Hunter, Jennings, Kirk, Labrie, Layman, Maxwell, McCoy, Miller of Jackson, Miller of Linn, Moore, Morelock, Moss, Myers, Northup, Paquet, Parker, Paulsen, Pope, Powell, Price, Ricker, Short, Stafford, Strowbridge, Thomas, Thompson, Waldo, Weed, Williamson, Wilson, and Mr. Speaker—54.

Nays—None.

Absent—Messrs. Geer, Ladd, Laughlin, Napton, Roberts and Roe—6.

So the rules were suspended and the bill was read the second time by title and, on motion of Mr. Fell, referred to the committee on roads and highways.

On motion of Mr. Maxwell, house bill No. 91 was recalled from the committee on claims and referred to the committee on ways and means.

On motion of Mr. Apperson, the house adjourned.

## AFTERNOON SESSION.

House called to order at 2 o'clock P. M., Mr. Speaker in the chair.

Roll called, and those absent were Messrs. Fisher of Multnomah, Geer, Jennings, Ladd, Laughlin, Miller of Jackson, Moss, Napton, Strowbridge, Thomas and Waldo.

Messrs. Geer, Jennings, Laughlin and Napton were absent on leave.

Mr. Gilbert was called to the chair.

Mr. Armstrong moved to suspend the rules and consider house joint memorial No. 2 now.

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Apperson, Armstrong, Bean, Belknap, Blundell, Bowditch, Crook, Crosno, Derby, Fell, Fisher of Polk, Gambee, Gilbert, Gilham, Goodnough, Hahn, Harrington, Haskell, Howard, Hume, Hunter, Kirk, Labrie, Layman, Maxwell, McCoy, Miller of Jackson, Miller of Linn, Moore, Morelock, Moss, Myers, Northup, Paquet, Pope, Powell, Price, Roe, Stafford, Strowbridge, Waldo, Weed, Williamson, Wilson, and Mr. Speaker—45.

Nays—Messrs. Ricker and Short—2.

Absent—Messrs. Condon, Earhart, Fisher of Multnomah, Geer, Jennings, Ladd, Laughlin, Napton, Parker, Paulsen, Roberts, Thomas and Thompson—13.

So the rules were suspended and the memorial was read and, on motion of Mr. Armstrong, was adopted.

House bill No. 94 was read the second time and, on motion of Mr. Derby, referred to the committee on education.

Mr. Paquet moved to reconsider the vote by which house bill No. 74 was ordered engrossed.

Carried.

On motion of Mr. Apperson, the Clerk was requested to notify the engrossing committee that house bill No. 74 had been recalled by the house.

House bill No. 95 was read the second time and, on motion of Mr. Condon, referred to the members from the second judicial district.

House bill No. 96 was read the second time and, on motion of Mr. Bean, referred to the committee on judiciary.

House bill No. 97 was read the second time.

Mr. Northup moved the following amendment which was adopted:



## AMENDMENT.

Amend section 2 of house bill No. 97 by striking out the word "fifty" in the fifth line thereof and inserting in lieu thereof the word "thirty."

On motion of Mr. Thompson, the bill as amended was referred to the committee on military affairs.

The house bills on second reading which had been returned from the Printer having been exhausted, the house proceeded with the

## SECOND READING OF SENATE BILLS.

Mr. Apperson moved to suspend the rules and read senate bill No. 34 the second time by title only.

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Apperson, Armstrong, Bean, Belknap, Blundell, Bowditch, Condon, Crook, Crosno, Derby, Earhart, Fell, Fisher of Polk, Gambee, Gilbert, Gilham, Goodnough, Hahn, Haskell, Howard, Hume, Hunter, Labrie, Layman, Maxwell, McCoy, Miller of Jackson, Miller of Linn, Moore, Morelock, Moss, Myers, Northup, Paquet, Parker, Paulsen, Pope, Powell, Price, Ricker, Roe, Short, Stafford, Strowbridge, Thomas, Thompson, Waldo, Weed, Williamson, Wilson, and Mr. Speaker—51.

Nays—None.

Absent—Messrs. Fisher of Multnomah, Geer, Harrington, Jennings, Kirk, Ladd, Laughlin, Napton and Roberts—9.

So the rules were suspended and senate bill No. 34 was read the second time by title.

Mr. Apperson moved to further suspend the rules and read senate bill No. 34 the third time now.

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Apperson, Armstrong, Bean, Belknap, Blundell, Bowditch, Condon, Crook, Crosno, Derby, Earhart, Fell, Fisher of Polk, Gambee, Gilbert, Gilham, Goodnough, Hahn, Harrington, Haskell, Howard, Hume, Hunter, Labrie, Layman, Maxwell, McCoy, Miller of Jackson, Miller of Linn, Moore, Morelock, Moss, Myers, Paquet, Parker, Paulsen, Pope, Powell, Price, Ricker, Roe, Short, Stafford, Strowbridge, Thomas, Thompson, Waldo, Weed, Williamson, Wilson, and Mr. Speaker—51.

Nays—Mr. Northup.

Absent—Messrs. Fisher of Multnomah, Geer, Jennings, Kirk, Ladd, Laughlin, Napton and Roberts—8.

So the rules were suspended.

Mr. Apperson asked unanimous consent to amend the bill.

Whereupon Mr. Northup offered the following amendment:

AMENDMENT.

Amend subdivision fourth of section 17 by adding the words: "But no license shall be issued for a less amount than may be prescribed by the general laws of the State at the time such license may be issued."

The chair decided that unanimous consent cannot be given to amend a bill on the third reading, so Mr. Northup moved to refer the bill with the amendment to the committee on corporations with instructions to insert the amendment.

Carried.

On motion of Mr. Blundell, Mr. B. S. Pague, of the U. S. signal service, was invited to a seat within the bar.

On motion of Mr. Paulsen, Hon. O. P. S. Plummer was invited to a seat within the bar.

House bill No. 74 having been returned from the engrossing committee, Mr. Paquet submitted the following amendment:

AMENDMENT.

That section 1 be amended so as to read as follows:

Section 1. That section 3015 of title I of chapter XXI of Hill's annotated laws of Oregon, be amended so as to read as follows: Sec. 3015.

On motion of Mr. Hume house bill 74 was referred with the amendment to the committee on judiciary.

Senate bill No. 54 was read the second time.

Mr. Derby moved to suspend the rules and read the bill the third time now.

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Apperson, Armstrong, Bean, Belknap, Blundell, Condon, Crosno, Derby, Earhart, Fell, Fisher of Polk, Gambia, Gilbert, Gilham, Goodnough, Hahn, Harrington, Haskell, Howard, Hume, Hunter, Labrie, Layman, Maxwell, McCoy, Miller of Linn, Moore, Morelock, Moss, Myers, Northup, Paquet, Parker, Paulsen, Pope, Powell, Ricker, Roe, Stafford, Stowbridge, Thomas, Waldo, Weed, Williamson, Wilson, and Mr. Speaker—46.

Nays—Messrs. Bowditch, Price, Short and Thompson—4.

Absent—Messrs. Crook, Fisher of Multnomah, Geer, Jennings, Kirk, Ladd, Laughlin, Miller of Jackson, Napton and Roberts—10.

So the rules were suspended and senate bill No. 54 was read the third time.

"Shall the bill pass?"

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Apperson, Armstrong, Bean, Belknap, Blundell, Bowditch, Condon, Crosno, Derby, Earhart, Fell, Fisher of Polk, Gambee, Gilbert, Gilham, Hahn, Harrington, Haskell, Howard, Hume, Hunter, Layman, Maxwell, McCoy, Moore, Morelock, Moss, Myers, Northup, Paquet, Parker, Paulsen, Pope, Powell, Price, Ricker, Roe, Short, Stafford, Strowbridge, Thomas, Thompson, Waldo, Weed, Williamson, Wilson, and Mr. Speaker—47.

Nays—None.

Absent—Messrs. Crook, Fisher of Multnomah, Geer, Goodnough, Jennings, Kirk, Labrie, Ladd, Laughlin, Miller of Jackson, Miller of Linn, Napton and Roberts—13.

So the bill passed.

The house then proceeded with house bills on third reading.

#### HOUSE BILLS ON THIRD READING.

House bill No. 14 was read the third time.

"Shall the bill pass?"

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Apperson, Armstrong, Bean, Belknap, Blundell, Bowditch, Condon, Crosno, Derby, Earhart, Fell, Fisher of Polk, Gambee, Gilbert, Gilham, Goodnough, Hahn, Harrington, Haskell, Howard, Hume, Hunter, Labrie, Layman, Maxwell, McCoy, Miller of Jackson, Miller of Linn, Moore, Morelock, Moss, Myers, Northup, Paquet, Parker, Paulsen, Pope, Powell, Price, Ricker, Roe, Short, Stafford, Strowbridge, Thomas, Thompson, Waldo, Weed, Williamson, Wilson, and Mr. Speaker—51.

Nays—None.

Absent—Messrs. Crook, Fisher of Multnomah, Geer, Jennings, Kirk, Ladd, Laughlin, Napton and Roberts—9.

So the bill passed, and there being no objection, the title of the bill stood as the title of the Act.

House bill No. 17 was read the third time.

"Shall the bill pass?"

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Apperson, Armstrong, Bean, Belknap, Blundell, Bowditch, Condon, Crosno, Derby, Earhart, Fell, Fisher of Polk, Gambee,

Gilbert, Gilham, Goodnough, Hahn, Harrington, Howard, Hume, Hunter, Labrie, Layman, Maxwell, McCoy, Miller of Jackson, Miller of Linn, Moore, Morelock, Moss, Myers, Northup, Paquet, Parker, Paulsen, Pope, Powell, Price, Ricker, Roe, Short, Stafford, Strowbridge, Thomas, Thompson, Waldo, Weed, Williamson, Wilson, and Mr. Speaker—50.

Nays—None.

Absent—Messrs. Crook, Fisher of Multnomah, Geer, Haskell, Jennings, Kirk, Ladd, Laughlin, Napton and Roberts—10.

So the bill passed, and there being no objection, the title of the bill stood as the title of the Act.

House bill No. 28 was read the third time now.

"Shall the bill pass?"

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Apperson, Armstrong, Bean, Belknap, Blundell, Bowditch, Condon, Crosno, Derby, Earhart, Fell, Fisher of Polk, Gambee, Gilbert, Gilham, Goodnough, Hahn, Harrington, Howard, Hume, Hunter, Kirk, Labrie, Layman, Maxwell, McCoy, Miller of Jackson, Miller of Linn, Moore, Morelock, Moss, Myers, Northup, Paquet, Parker, Paulsen, Pope, Powell, Price, Ricker, Roe, Short, Stafford, Strowbridge, Thomas, Waldo, Weed, Williamson, Wilson, and Mr. Speaker—50.

Nays—None.

Absent—Messrs. Crook, Fisher of Multnomah, Geer, Haskell, Jennings, Ladd, Laughlin, Napton, Roberts and Thompson—10.

So the bill passed, and there being no objection, the title of the bill stood as the title of the Act.

House bill No. 39 was read the third time.

"Shall the bill pass?"

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Bean, Belknap, Condon, Fell, Gambee, Gilbert, Gilham, Goodnough, Hahn, Harrington, Haskell, Hume, Hunter, Maxwell, McCoy, Miller of Jackson, Moore, Moss, Northup, Paulsen, Ricker, Short, Stafford, Thompson and Wilson—25.

Nays—Messrs. Apperson, Armstrong, Blundell, Bowditch, Crook, Crosno, Derby, Fisher of Polk, Howard, Kirk, Layman, Miller of Linn, Morelock, Myers, Paquet, Pope, Powell, Price, Roe, Short, Strowbridge, Thomas, Waldo, Williamson, and Mr. Speaker—24.

Absent—Messrs. Earhart, Fisher of Multnomah, Geer, Jennings, Labrie, Ladd, Laughlin, Napton, Parker, Roberts and Weed—11.

So the bill failed to pass.

Mr. Thompson gave notice that he would move to reconsider the vote by which house bill No. 39 failed to pass.

House bill No. 50 was read the third time.

"Shall the bill pass?"

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Apperson, Bean, Belknap, Blundell, Bowditch, Condon, Crook, Crosno, Gambee, Gilbert, Gilham, Hahn, Harrington, Howard, Hume, Hunter, Kirk, Labrie, Layman, Maxwell, McCoy, Miller of Jackson, Miller of Linn, Moore, Morelock, Moss, Myers, Northup, Paquet, Parker, Powell, Price, Ricker, Short, Stafford, Strowbridge, Thomas, Weed, Wilson, and Mr. Speaker—40.

Nays—Messrs. Armstrong, Derby, Fell, Fisher of Polk, Haskell, Paulsen, Pope, Roe, Thomas, Waldo and Williamson—11.

Absent—Messrs. Earhart, Fisher of Multnomah, Geer, Goodnough, Jennings, Ladd, Laughlin, Napton and Roberts—9.

So the bill passed, and there being no objections, the title of the bill stood as the title of the Act.

Mr. Maxwell moved to suspend the rules and read house bill No. 59 the third time now.

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Apperson, Armstrong, Bean, Belknap, Blundell, Bowditch, Condon, Crook, Crosno, Derby, Fell, Fisher of Polk, Fisher of Multnomah, Gambee, Gilbert, Gilham, Goodnough, Hahn, Harrington, Haskell, Howard, Hume, Hunter, Kirk, Labrie, Layman, Maxwell, Miller of Jackson, Miller of Linn, Moore, Morelock, Moss, Myers, Northup, Paquet, Parker, Paulsen, Pope, Powell, Price, Ricker, Roe, Short, Stafford, Strowbridge, Thomas, Thompson, Waldo, Weed, Williamson, Wilson, and Mr. Speaker—52.

Nays—None.

Absent—Messrs. Earhart, Geer, Jennings, Ladd, Laughlin, McCoy, Napton and Roberts—8.

So the rules were suspended and the bill was read the third time.

"Shall the bill pass?"

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Apperson, Armstrong, Bean, Belknap, Bowditch, Condon, Crook, Crosno, Derby, Fell, Fisher of Polk, Gambee, Gilbert, Gilham, Goodnough, Hahn, Harrington, Haskell, Howard, Hume, Hunter, Kirk, Labrie, Layman, Maxwell, Miller of Jackson, Miller of Linn, Moore, Morelock, Moss, Myers, Northup, Paquet, Parker, Paulsen, Pope, Powell, Ricker, Roe, Short, Stafford, Strowbridge, Thomas, Thompson, Waldo, Weed, Williamson, Wilson, and Mr. Speaker—49.

Nays—None.

Absent—Messrs. Blundell, Earhart, Fisher of Multnomah, Geer, Jennings, Ladd, Laughlin, McCoy, Napton, Price and Roberts—11.

So the bill passed, and there being no objection, the title of the bill stood as the title of the Act.

On motion of Mr. Blundell, the house adjourned.

FRIDAY, JANUARY 25, 1889.

MORNING SESSION.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon. }  
January 25, 1889. }

House called to order at 10 o'clock A. M., Mr. Speaker in the chair.

The roll was called, and Messrs. Geer, Ladd, Laughlin, Moss, Napton and Roberts were absent.

Messrs. Geer, Laughlin and Napton were absent on leave.

Mr. Ladd excused.

On motion of Mr. Apperson, the reading of the journal of Thursday was dispensed with.

Mr. Northup moved to suspend the rules and allow the committee on corporations to report back senate bill No. 34.

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Apperson, Armstrong, Bean, Belknap, Blundell, Bowditch, Condon, Crook, Crosno, Derby, Earhart, Fell, Fisher of Polk, Fisher of Multnomah, Gambee, Gilbert, Gilham, Goodnough, Hahn, Harrington, Haskell, Howard, Hume, Hunter, Jennings, Kirk, Labrie, Layman, Maxwell, McCoy, Miller of Jackson, Miller of Linn, Moore, Morelock, Myers, Northup, Paquet, Parker, Paulsen, Pope, Powell, Ricker, Roe, Short, Stafford, Strowbridge, Thomas, Thompson, Waldo, Weed, Williamson, Wilson, and Mr. Speaker—53.

Nays—Mr. Price.

Absent—Messrs. Geer, Ladd, Laughlin, Moss, Napton and Roberts—6.

So the rules were suspended and the committee on corporations submitted the following:

## REPORT.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
January 25, 1889. }

*Mr. Speaker :*

Your committee on corporations, to whom was referred senate bill No. 34, beg leave to report that they have had the same under consideration, and would respectfully report it back to the house with the recommendation that it do pass, with the following amendment:

## AMENDMENT.

That subdivision 4 of section 17 be amended by adding after the words "within the corporate limits of the city of Halsey," the words "*provided further*, that no license for the sale of spirituous, vinous or malt liquors shall be issued for a sum less than is prescribed by the general laws of the State for the license of the sale of spirituous, vinous or malt liquors in force at the time of the issuance of such license."

H. H. NORTHUP,  
Acting Chairman.

Mr. Apperson moved the report and amendment be adopted.  
Carried.

Mr. Apperson moved that senate bill No. 34 be placed on its final passage now.

Which motion prevailed.

The bill was read the third time.

"Shall the bill pass?"

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Apperson, Armstrong, Bean, Belknap, Blundell, Condon, Crook, Crosno, Derby, Earhart, Fell, Fisher of Polk, Fisher of Multnomah, Gambee, Gilbert, Gilham, Goodnough, Hahn, Harrington, Haskell, Howard, Hume, Hunter, Jennings, Kirk, Labrie, Layman, Maxwell, McCoy, Miller of Linn, Moore, Morelock, Northup, Paquet, Parker, Paulsen, Pope, Powell, Ricker, Roe, Short, Stafford, Strowbridge, Thomas, Thompson, Waldo, Weed, Williamson, Wilson, and Mr. Speaker—50.

Nays—Messrs. Bowditch, Miller of Jackson, Myers and Price—4.

Absent—Messrs. Geer, Ladd, Laughlin, Moss, Napton and Roberts—6.

So senate bill No. 34 passed.

On motion of Mr. Myers, Hon. W. R. Bilyeu was invited to a seat within the bar.

House bill No. 60 was read the third time.

"Shall the bill pass?"

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Apperson, Armstrong, Bean, Belknap, Blundell, Bowditch, Condon, Crook, Crosno, Derby, Earhart, Fell, Fisher of Polk, Fisher of Multnomah, Gambee, Gilbert, Gilham, Goodnough, Hahn, Harrington, Haskell, Howard, Hume, Hunter, Jennings, Kirk, Labrie, Layman, Maxwell, McCoy, Miller of Jackson, Miller of Linn, Moore, Morelock, Moss, Myers, Northup, Paquet, Parker, Paulsen, Pope, Powell, Price, Ricker, Roberts, Roe, Short, Stafford, Strowbridge, Thomas, Thompson, Waldo, Weed, Williamson, Wilson, and Mr. Speaker—56.

Nays—None.

Absent—Messrs. Geer, Ladd, Laughlin and Napton—4.

So the bill passed, and there being no objections, the title of the bill stood as the title of the Act.

The committee on engrossed bills submitted the following report:

#### REPORT.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
January 25, 1889. }

*Mr. Speaker:*

Your committee on engrossed bills respectfully report house bills Nos. 52 and 53 correctly engrossed.

J. H. ROBERTS,  
Chairman.

House bill No. 52 was read the third time.

"Shall the bill pass?"

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Apperson, Bean, Belknap, Blundell, Bowditch, Condon, Crook, Crosno, Derby, Earhart, Fell, Fisher of Polk, Fisher of Multnomah, Gambee, Gilbert, Gilham, Goodnough, Hahn, Harrington, Haskell, Howard, Hume, Hunter, Jennings, Kirk, Labrie, Layman, Maxwell, McCoy, Miller of Jackson, Miller of Linn, Moore, Morelock, Moss, Myers, Northup, Paquet, Parker, Paulsen, Pope, Powell, Ricker, Roberts, Roe, Short, Stafford, Strowbridge, Thomas, Thompson, Waldo, Weed, Williamson, Wilson, and Mr. Speaker—54.

Nays—None.



Absent—Messrs. Armstrong, Geer, Ladd, Laughlin, Napton and Price—6.

So the bill passed, and there being no objection the title of the bill stood as the title of the Act.

House bill No. 53 was read the third time and, on motion of Mr. Waldo, referred to the judiciary committee for amendment.

The committee on engrossed bills submitted the following report :

#### REPORT.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
January 25, 1889. }

*Mr. Speaker :*

Your committee on engrossed bills respectfully report house bill No. 83 correctly engrossed.

J. H. ROBERTS,  
Chairman.

House bill No. 83 was read the third time.

"Shall the bill pass?"

On this question the roll was called and the vote was :

Those voting aye were :

Messrs. Apperson, Armstrong, Bean, Belknap, Blundell, Bowditch, Condon, Crook, Crosno, Derby, Earhart, Fell, Fisher of Polk, Fisher of Multnomah, Gambee, Gilbert, Gilham, Goodnough, Hahn, Harrington, Haskell, Howard, Hume, Hunter, Jennings, Kirk, Labrie, Layman, Maxwell, McCoy, Miller of Jackson, Miller of Linn, Moore, Morelock, Moss, Myers, Northup, Paquet, Parker, Paulsen, Pope, Powell, Price, Ricker, Roe, Short, Stafford, Strawbridge, Thomas, Thompson, Waldo, Weed, Williamson, Wilson, and Mr. Speaker—55.

Nays—None.

Absent—Messrs. Geer, Ladd, Laughlin, Napton and Roberts—5.

So the bill passed, and there being no objection the title of the bill stood as the title of the Act.

There being no business under the ninth and tenth orders, the house proceeded with the eleventh order.

Under this head house joint resolution No. 5, by Mr. Jennings, was taken up.

#### HOUSE JOINT RESOLUTION NO. 5.

WHEREAS, Agriculture is the chief industry of the people of the United States, and upon the prosperity of which all other industries are greatly benefitted; therefore,

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*Be it resolved by the Legislative Assembly of the State of Oregon :*

First—That we respectfully urge our Senators and Representative in congress to use their best endeavors to have a department of agriculture created, the head of which shall be a cabinet officer.

Second—That we are in favor of such an amendment to the constitution of the United States that United States Senators shall be elected by direct vote of their constituents the same as Representatives in congress are now elected.

*And be it further resolved,* That the Secretary of State be and he is hereby instructed to furnish a copy of these resolutions to each of our United States Senators and Representative in congress.

On motion of Mr. Jennings, house joint resolution No. 5 was ordered printed.

House joint memorial No. 5, by Mr. Earhart, was also taken up.

#### HOUSE JOINT MEMORIAL NO. 5.

WHEREAS, The United States Government has always assumed the control and charge of Indians in this State and has prevented the citizens of this State from obtaining any redress from the Indians for the numerous depredations committed by them upon the property of such citizens; and,

WHEREAS, The citizens of this State have been encouraged to present claims for such losses to the interior department of the United States by the existence of laws permitting the presentation of such claims, but have never received payment for such losses even where their claims were duly presented and proven, through failure of congress to make necessary appropriations for the purpose; therefore be it

*Resolved,* That our Senators and Representative be requested to secure the passage of some Act of congress to provide for the final adjustment and prompt payment of all duly-established claims arising out of Indian depredations.

On his motion, house joint memorial No. 5 was adopted.

House joint memorial No. 6, by Mr. Smith, was likewise taken up.

#### HOUSE JOINT MEMORIAL NO. 6.

*To the Honorable the Legislative Assembly of the State of Oregon :*

We, your memorialists, the Columbia Waterway Association, representing the commercial needs of a large portion of this State and recognizing the great necessity for the speedy opening of the Columbia river at the cascades, and at the dalles to Celilo falls,

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having petitioned congress for full and liberal appropriations to continue the present work at the cascades, and for the adoption and prosecution of the great work of permanently opening the river to free navigation at the dalles and Celilo, yet recognizing the dangers and difficulties of securing immediate aid to the great and rapidly-increasing demand for an open river in the interests of our commerce, urgently petition your honorable body to adopt such liberal measures as will afford at least temporary relief by the construction of portage roads to be operated at the cheapest rates practicable.

(Signed.) .

M. C. GEORGE,  
J. F. HALLORAN,  
W. P. GRAY,  
HOLLON PARKER,  
B. S. HUNTINGTON,  
E. L. SMITH,

President.

Secretary's office, Vancouver, W. T., November 13, 1888.

W. H. BREWSTER,  
Secretary.

On motion of Mr. Smith, house joint memorial No. 6 was referred to the committee on commerce.

Mr. Northup moved that when this house adjourns it adjourn to meet at 2 o'clock Monday afternoon.

Mr. Hume moved to postpone the motion to fix the time to which to adjourn until 3 P. M. to-day.

Lost.

The question then recurred on the original motion, which prevailed.

No business appearing under the twelfth and thirteenth orders, Mr. Apperson moved to adjourn.

Upon the request of Mr. Hume, Mr. Apperson withdrew his motion to adjourn, to enable Mr. Hume to give the following notice:

I hereby give notice that I will on to-morrow or some future day introduce a bill for an Act to regulate and license commercial agencies.

W. T. HUME.

January 25, 1889.

Mr. Bowditch moved to reconsider the vote by which house bill No. 39 failed to pass.

On this motion the roll was called and the vote was:

Those voting aye were:

Messrs. Apperson, Armstrong, Bean, Belknap, Blundell, Bow-

ditch, Condon, Crook, Crosno, Earhart, Fell, Fisher of Polk, Fisher of Multnomah, Gambee, Gilbert, Gilham, Goodnough, Hahn, Harrington, Haskell, Humel, Hunter, Jennings, Kirk, Labrie, Layman, Maxwell, McCoy, Miller of Jackson, Miller of Linn, Moore, Northup, Paquet, Parker, Paulsen, Pope, Powell, Price, Ricker, Roberts, Roe, Short, Stafford, Strowbridge, Thomas, Thompson, Waldo, Weed, Williamson, Wilson, and Mr. Speaker—51.

Nays—Messrs. Derby, Howard, Morelock, Moss and Myers—5.

Absent—Messrs. Geer, Ladd, Laughlin and Napton—4.

So the vote was reconsidered and, on motion of Mr. Bowditch, house bill No. 39 was referred to the committee on judiciary for amendment.

Mr. Miller of Jackson asked unanimous consent to introduce a bill.

Mr. Apperson objected, and renewed his motion to adjourn, which prevailed, and the house adjourned until Monday afternoon.

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## MONDAY, JANUARY 28, 1889.

### AFTERNOON SESSION.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
January 28, 1889. }

The house was called to order at 2 o'clock P. M., Mr. Speaker in the chair.

The roll was called and Messrs. Condon and Roberts were absent.

Mr. Condon was absent on leave.

On motion of Mr. Apperson, the reading of the journal of Friday was dispensed with.

A supplemental report from the Superintendent of Public Instruction was submitted to the house and, on motion of Mr. Harrington, referred to the committee on education.

On motion of Mr. Northup, Hon. E. C. Wheeler was invited to a seat within the bar of the house.

Mr. McCoy presented a petition and remonstrance to go with house bill No. 18, which were so referred.

Mr. Northup presented a petition from residents of Multnomah county relative to the consolidation of the cities of Portland, East Portland and Albina, which, on motion of Mr. Northup, was referred to a special committee consisting of the Multnomah delegation.

Mr. Laughlin introduced a remonstrance relative to the incorporation of Newberg, which was referred to the committee on corporations.

Mr. Paquet presented a remonstrance from residents of Clackamas county, protesting against a division of the same, and was referred to the committee on counties.

Mr. Hahn introduced house resolution No. 22:

#### HOUSE RESOLUTION NO. 22.

WHEREAS, The fishing interests of the State of Oregon need immediate attention; and,

WHEREAS, The members of the committee appointed by the house feel not at liberty to make as intelligent a report as they think should be made, except they have some personal knowledge in the premises; therefore,

*Be it resolved*, That the committee on fisheries is authorized and instructed to visit the fishing grounds at the lower Columbia river, and also inquire into the mode of fishing at the cascades of the Columbia river, to examine witnesses and gather such information as they may think necessary for the good and welfare of the fishing industry.

Mr. Hahn moved its adoption.

Lost.

Mr. Waldo introduced house joint memorial No. 8:

#### HOUSE JOINT MEMORIAL NO. 8.

*To the Honorable, the Senate and House of Representatives in Congress assembled:*

Your memorialists would most respectfully represent that that portion of the Cascade range of mountains in the State of Oregon hereinafter described consists of the summit of said range and a portion of the slopes extending down on either side thereof.

That the same is high, rocky, much of it precipitous, unfit for cultivation, largely covered with forests, and during the winter and spring with snow varying in depth from three to thirty feet.

That within this mountainous region lie the chief sources of supply of the streams watering the rich agricultural valleys of the Rogue river, the Umpqua and the Willamette on the west, and the great Klamath lake and the Deschutes and its tributary valleys on the east.

That the forests extending within the same are of little commercial value, but the preservation thereof is of paramount value

and importance to the people of this State on account of their beneficial influence upon the temperature of our climate and indirectly upon the fertility of a large portion of our soil and also on account of the useful office they perform in preserving the fountains of the streams aforesaid.

That the said region contains many lofty peaks covered perpetually with snow, the famous Crater lake and many mountain lakes and streams stocked with the finest fish, and is the rendezvous and hiding-place of the once numerous, but fast-perishing herds of elk, deer, antelope and other game.

That said portion of said range of mountains is described as follows: Lying twelve miles wide on each side of a line commencing on the forty-second parallel of latitude at a point due south of the summit of Mount Pitt, in said range of mountains, and running thence northerly to the summit of said Mount Pitt; thence northerly to the summit of a peak called Heliotrope, adjoining Crater lake on the west; thence northerly to the summit of the peak known as the Cowhorn, being immediately east of Diamond lake, also sometimes called Mt. Thielson; thence northerly to the summit of Diamond Peak; thence northerly to the summit of a peak called Maiden's Peak, immediately west of Davis' lake; thence northerly to the summit of the middle peak known as Mt. Condon, of the group of the snow-covered mountains called the Three Sisters; thence northerly to the summit of Mt. Jefferson; thence northerly to the summit of Mt. Hood; thence northerly to a point six miles due north of the summit of said Mt. Hood.

That the altitude of said strip of land, its wildness, game, fish, water and other fowl, its scenery, the beauty of its flora, the purity of its atmosphere and healthfulness and other attractions, render it most desirable that it be set apart and kept free and open forever as a public reserve park and resort for the people of the State of Oregon and the United States.

Your memorialists therefore suggest and earnestly request that your honorable body pass an Act withdrawing the whole of said strip of land from sale or entry and granting the same to the State of Oregon, to be held in trust for the people of the State of Oregon and of the United States, to be used as a public reserve or park, and for no other purpose.

That the same be forever under the management and control of a commission, to consist of the Governor of the State of Oregon, who shall be the president thereof, and twelve commissioners, one-half of whom shall be appointed by the Governor of Oregon and one half by the President of the United States.

That the members of the commission who shall be appointed by

the Governor of Oregon, may also be made, if the legislature of Oregon shall so provide, commissioners of game for the State of Oregon.

That said commission shall have power to grant leases of tracts of land within the limits of said park for hotel purposes, for terms not exceeding fifteen years at such places in said park as shall require the erection of buildings and hotels for the accommodation of the public, no tract so to be leased to exceed forty acres, and no lease of any such land to be made on any land lying within five miles of any other tract so leased, and no lease ever to be made of any such land for any purpose other than as hereinbefore provided, and all revenue which shall be derived from such lease or leases shall be paid into the treasury of the State of Oregon.

That it should be forever unlawful for any person to pasture or to permit his sheep, cattle, horses or other stock to pasture upon said park, excepting for such time as may be necessarily consumed by any such stock while being driven across the same, and excepting also the horses, mules or other stock necessarily used by travelers, visitors, campers or tourists in transporting themselves and their baggage therein and excepting also the stock of the lessees hereinbefore provided for, said lessees' stock to be confined by them to the lands to be leased to them as so provided.

That it shall be further forever unlawful for any person to kill any game or fish within said park for the purpose of merchandise or profit.

That it shall be the duty of said commission to report to the legislature of the State of Oregon at each session thereof the condition of said park and also to make such recommendations as they may deem proper for the improvement of the same and to render it accessible to the public, and also to recommend to such legislature the passage of such laws as to them shall seem necessary for the protection of the game, fish, timber, natural curiosities and wonders therein.

That it shall be lawful for any railroad company whose railroad shall be constructed in or through said park to take such timber and stone from the lands in said park as shall be necessary to use in the original construction of so much of said road as shall be within said park, and no more.

That nothing in said Act shall prevent the working of any mines within the said park or the acquiring title to any mineral land therein under the general laws of the United States now in force or hereinafter enacted in the same manner as though such law had not been passed. But whenever any such mines shall be worked out, or whenever work thereon shall cease for the period of

two years the right of the claimant thereto shall lapse and the title to the land in which the same exists shall revert and become a part of said park as though no right thereto had ever vested in such claimant.

Your memorialists also respectfully suggest that your honorable body in case said park be set aside as requested, cause a survey thereof to be made and the boundary lines thereof established.

And your memorialists, as in duty bound, will ever pray.

Mr. Waldo moved that house joint memorial No. 8 be printed and be referred to a special committee consisting of one member from each of the following counties: Jackson, Douglas, Lane, Linn, Marion, Clackamas, Multnomah, Wasco, Crook, and Klamath.

So house joint memorial No. 8 was ordered printed and so referred.

Mr. Bean introduced house joint memorial No. 9:

#### HOUSE JOINT MEMORIAL NO. 9.

*To the Honorable Senators and Representative of the State of Oregon in the Congress of the United States:*

Your memorialists, the legislative assembly of the State of Oregon, at its fifteenth regular session, would respectfully represent that—

WHEREAS, An Act of congress of the United States was passed and approved on March 3, 1885, authorizing the allotment of land in severalty to the Indians residing on the Umatilla reservation, in the State of Oregon, and the survey and appraisement and sale at public auction to actual settlers of all the residue of said reservation not included in such new reservation so allotted, and authorizing the honorable secretary of the interior to make rules and regulations for carrying said Act into effect; and,

WHEREAS, The consent of said Indians having been obtained, and the census of said Indians made and reported, and a survey of said diminished reservation made and reported as required by said Act; and,

WHEREAS, The early sale and settlement of said land would be to the great advancement of the interests of the people of the State of Oregon and would afford many settlers an opportunity for obtaining homes; therefore, be it

*Resolved*, That the Senators and Representative of Oregon in the congress of the United States are hereby respectfully solicited to earnestly urge and request the honorable secretary of the interior to take such measures as may be necessary for the further carrying of said Act, and the subsequent Act amendatory thereof, into effect,



to the end that the appraisement, advertisement and sale of said land may be made without further delay, and that settlement and homes may be made thereon.

That the Secretary of State be requested to transmit a copy of the foregoing resolution to each of our Senators and to our Representative in congress.

Mr. Bean moved to suspend the rules and consider house joint memorial No. 9 now.

On this question the roll was called and the vote was :

Those voting aye were :

Messrs. Apperson, Armstrong, Bean, Belknap, Blundell, Bowditch, Crook, Derby, Earhart, Fell, Fisher of Polk, Fisher of Multnomah, Gambee, Geer, Gilbert, Gilham, Goodnough, Hahn, Harrington, Haskell, Howard, Hume, Hunter, Jennings, Kirk, Labrie, Ladd, Laughlin, Layman, Maxwell, McCoy, Miller of Jackson, Miller of Linn, Moore, Morelock, Moss, Myers, Napton, Northup, Paquet, Parker, Paulsen, Pope, Powell, Price, Ricker, Roberts, Roe, Short, Stafford, Strowbridge, Thomas, Thompson, Waldo, Weed, Williamson, Wilson, and Mr. Speaker—58.

Nays—None.

Absent—Messrs. Condon and Crosno—2.

So the rules were suspended and the house took immediate action on house joint memorial No. 9.

On motion of Mr. Bean, house joint memorial No. 9 was adopted.

The house took up house joint memorial No. 1, which was read and, on motion of Mr. Howard, was adopted, and the prayer of the petitioners granted.

Mr. Apperson introduced house joint memorial No. 10:

#### HOUSE JOINT MEMORIAL NO. 10.

WHEREAS, The immense arid region once known as the "American Desert," the home of the buffalo, elk, antelope and deer, is now known to be an extensive dry region mainly suitable for pasturage, already so stocked with domesticated animals for the product of meat and wool, that many of the forage plants are disappearing under close grazing; and,

WHEREAS, The maintenance and, if practicable, increase of the grazing resources of this extensive permanent pastoral region is a question of national importance by reason of its wide extent; and,

WHEREAS, The climatic conditions of this great body of arid pasture lands, both as to rainfall and heat and cold, are so different from those of the Mississippi valley and the Atlantic seaboard on the one hand, and the section along the Pacific coast, of which

Western Oregon constitutes a part, on the other, and the region itself is so diversified by reason of the influence exerted by the Rocky mountain range as to make a personal acquaintance with these climatic particulars an important qualification of those who are called upon to assist in maintaining or increasing the grazing resources of the region by the introduction of suitable exotic pasture plants; therefore,

*Resolved*, That we ask the assistance of our Senators and Representative in congress in pressing upon the attention of the management of the department of agriculture the wisdom of appointing at least four special agents for this district, one for the north Pacific slope of the Rocky mountains and one for the south, as divided by the 42d parallel of latitude, and two for the eastern slope of the Rocky mountains for like sections divided by a similar line, whose duty it shall be to search through the oldest known grazing regions of America and other countries, and by correspondence through the consuls of our own and other nations, for grasses and plants which have, under similar climatic conditions, withstood close pasturage for long periods; and,

*Be it further resolved*, That we ask the aid of our Senators and Representative in congress to secure at least four experimental stations within the region heretofore designated and within its several divisions, the managers and appointees of which shall be selected from among the residents within these divisions, without regard to partisan politics, but for practical knowledge of and interest in the climatic conditions and grazing resources of their respective districts.

On motion of Mr. Apperson, house joint memorial No. 10 was ordered printed.

By unanimous consent, Mr. Geer introduced house joint resolution No. 6:

#### HOUSE JOINT RESOLUTION NO. 6.

WHEREAS, Section 3156, Hill's code, provides that the State board of agriculture "shall collate and distribute all reliable information to encourage immigration;" and,

WHEREAS, The said "board at its regular annual meeting held December 1, 1887, authorized its secretary to proceed with that duty," and also caused to be printed and issued as a supplemental report to the Governor 20,000 copies of a pamphlet containing the said information; therefore,

*Be it resolved by the House, the Senate concurring:*

That the Secretary of State be and he is hereby authorized and

directed to cause to be printed 25,000 copies of "The Resources of Oregon" from the stereotype plates manufactured by the State Printer at his own cost, the cost of publication to be confined to the paper necessary (which shall be obtained from the lowest bidder), the binding, maps and press work; no charge to be made for composition.

*Resolved further*, That the Secretary of State, when the pamphlets are completed, shall cause the same to be distributed in such manner as he may deem most convenient and practicable for the purpose of inducing immigration to this State.

On motion of Mr. Geer, house joint resolution No. 6 was referred to the committee on agriculture.

Mr. Jennings introduced house joint resolution No. 7:

#### HOUSE JOINT RESOLUTION NO. 7.

*Be it resolved by the House, the Senate concurring:*

That the Secretary of State be and he is hereby authorized and directed to forward by mail, as soon as may be after their publication, one copy each of the senate journal, house journal and session laws of the fifteenth biennial session of the Oregon legislature, 1889, to each member of the house and senate and Assistant and Chief Clerks of the house and senate.

Mr. Jennings moved to suspend the rules and adopt house joint resolution No. 7.

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Apperson, Armstrong, Bean, Belknap, Blundell, Bowditch, Crook, Crosno, Derby, Earhart, Fell, Fisher of Polk, Fisher of Multnomah, Gambee, Geer, Gilbert, Gilham, Goodnough, Hahn, Harrington, Haskell, Howard, Hume, Hunter, Jennings, Kirk, Labrie, Ladd, Laughlin, Layman, Maxwell, McCoy, Miller of Jackson, Miller of Linn, Moore, Morelock, Moss, Myers, Napton, Northup, Paquet, Parker, Paulsen, Pope, Powell, Price, Ricker, Roberts, Roe, Short, Stafford, Strowbridge, Thomas, Thompson, Waldo, Weed, Williamson, Wilson, and Mr. Speaker—59.

Nays—None.

Absent—Mr. Condon.

So the rules were suspended and house joint resolution No. 7 was adopted.

The Speaker announced the following:

## MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
SALEM, Oregon,  
January 28, 1889. }

*Mr. Speaker :*

I am directed by the President to inform you that the senate has adopted senate joint memorial No. 5 praying congress that pensions be granted to the survivors of the early Indian wars.

And the same is herewith transmitted to you for the consideration of the house.

JOHN H. SHUPE,  
Chief Clerk.

Mr. Laughlin moved to suspend the rules and concur in senate joint memorial No. 5.

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Apperson, Armstrong, Bean, Belknap, Blundell, Bowditch, Crook, Crosno, Derby, Earhart, Fell, Fisher of Polk, Fisher of Multnomah, Gambee, Geer, Gilbert, Gilham, Goodnough, Hahn, Harrington, Haskell, Howard, Hume, Hunter, Jennings, Kirk, Labrie, Ladd, Laughlin, Layman, Maxwell, McCoy, Miller of Jackson, Miller of Linn, Moore, Morelock, Moss, Myers, Napton, Northup, Paquet, Parker, Paulsen, Pope, Powell, Price, Ricker, Roberts, Roe, Short, Stafford, Strowbridge, Thomas, Thompson, Waldo, Weed, Williamson, Wilson, and Mr. Speaker—59.

Nays—None.

Absent—Mr. Condon.

So the rules were suspended and the house concurred in senate joint memorial No. 5.

The Speaker submitted the following:

## MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
SALEM, Oregon,  
January 28, 1889. }

*Mr. Speaker :*

I am directed by the President to inform you that the senate has adopted senate joint memorial No. 3, praying that a strip of land along the Columbia in Washington Territory be condemned for portage railroad purposes.

And the same is herewith transmitted to you for the consideration of the house.

JOHN H. SHUPE,  
Chief Clerk.

Senate joint memorial No. 3 was read and laid over one day under the rules.

The Speaker submitted the following:

MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
SALEM, Oregon,  
January 28, 1889. }

*Mr. Speaker :*

I am directed by the President to inform you that the senate has adopted senate joint memorial No. 6, praying congress to declare forfeited certain railroad land grants.

And the same is herewith transmitted to you for the consideration of the house.

JOHN H. SHUPE,  
Chief Clerk.

Senate joint memorial No. 6 was read and laid over one day under the rules.

The Speaker submitted the following:

MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
SALEM, Oregon,  
January 28, 1889. }

*Mr. Speaker :*

I am directed by the President to inform you that the senate has adopted senate joint resolution No. 2, to secure a law providing for the survey of certain land grants within this State.

And the same is herewith transmitted for the consideration of the house.

JOHN H. SHUPE,  
Chief Clerk.

The Speaker submitted the following:

## MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
SALEM, Oregon,  
January 28, 1889. }

*Mr. Speaker :*

I am directed by the President to inform you that the senate has adopted senate joint resolution No. 3, praying congress to pass an Act to reimburse certain settlers for excess paid for land.

And the same is herewith transmitted to you for the consideration of the house.

JOHN H. SHUPE,  
Chief Clerk.

Senate joint resolutions Nos. 2 and 3 were read and laid over one day under the rules.

By unanimous consent, Mr. Earhart introduced house resolution No. 23:

## HOUSE RESOLUTION NO. 23.

*Resolved,* That that portion of the report of the Secretary of State to be found upon page 9 of said report be referred to the committee on claims.

On motion of Mr. Earhart, the resolution was adopted.

The house proceeded with the second order of business:

## SECOND ORDER OF BUSINESS.

The committee on elections submitted the following:

## REPORT.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon,  
January 25, 1889. }

*Mr. Speaker :*

Your committee on elections, to whom was referred house bill No. 45, beg leave to report that they have had the same under consideration and would respectfully report it back to the house with the recommendation that it do pass.

J. N. WILLIAMSON,  
Chairman.

The bill was considered engrossed and passed to third reading.  
The committee on ways and means submitted the following:

## REPORT.

HOUSE OF REPRESENTATIVES, )  
SALEM, Oregon, )  
January 28, 1889. }

*Mr. Speaker:*

Your committee on ways and means, to whom was referred house bill No. 46, beg leave to report that they have had the same under consideration and have made diligent inquiry concerning the matter therein contained, and submit the following statement of facts for the consideration of the house:

An appropriation of \$14,000 is asked to complete a continuous and direct wagon road from a point on the Chetco river on the boundary line between Oregon and California, northward on a surveyed line nearly parallel to the coast, to Port Orford, a distance of ninety miles. Thirty-five miles of the proposed road are already built, but in disconnected parts of from five to ten miles each in a place, through the older-settled portions of the county, leaving fifty-five miles of connecting road to be constructed over the most rugged and broken portions of the route. At present all communication from that part of the State is carried on with San Francisco by means of water transportation. The object of this road is to provide an available way of communication not only between the several communities of the county, but via Grant's Pass with the other portions of the State, of which Curry county constitutes a part. Owing to the absence of facilities for inter-communication, her present relations to the rest of the State are chiefly embraced in the holding of elections and paying taxes. In the latter she has invariably responded promptly. The proposed road will, if built, open up a rich and productive section to settlement, and provide a way to market other than that now universally used, viz.: the pack-horse and trail. Curry county now contains a population of about 3000. It is claimed by the inhabitants that the productive soil will easily support ten times its present number, and it is maintained that the building of this road will increase the population more than three-fold in the next five years. Thousands of acres in the county are covered with live oak forests, while other valuable lumber-producing trees are found in great abundance. The building of this road will make both available for manufacturing purposes; and as these vast forests shall give place to the cultivated acres of the numerous settlers, the road will still be found doing its part in conveying to market the cereals, the fruits, the grasses and the herds and flocks of a prosperous people. The county surveyor has

made a preliminary survey and estimates that the total cost of the road will not be less than \$25,000. The bill is accompanied by a generally-signed petition asking the legislature to appropriate \$20,000 for the road, but the leading men of the county have since concluded to ask for but \$14,000, with the intention of raising the balance needed at home. When it is considered that a county with only 3000 population has in the last four years raised and expended \$12,000 for bridges and \$8000 for roads over and above the regular road tax, it must be conceded that its people are willing to help themselves and come to the State for assistance only because they are unable, unaided, to accomplish the task. They believe, too, that the State will in the end be benefited by the expenditure, inasmuch as the improvements induced by the building of the road will more than remunerate the State in the added amount of taxable property. Should the legislature in the light of these facts deem the county of Curry and its enterprising citizens entitled to the co-operation of the State as prayed for, and the finances of the State such as to warrant the expenditure, we, your committee, believe the provisions of the bill so wisely drawn that the interests of the State will be fully protected in every particular.

J. T. APPERSON,  
Chairman.

The bill was considered engrossed and passed to third reading.  
The committee on education submitted the following:

#### REPORT.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
January 23, 1889. }

*Mr. Speaker:*

Your committee on education, to whom was referred house bill No. 12, beg leave to report that they have had the same under consideration, and would respectfully report it back to the house with the recommendation that it do pass with the following amendments:

#### FIRST AMENDMENT.

After the word "and" in the third line of section 1 of printed bill, insert "who."

#### SECOND AMENDMENT.

Also from the fourth line of section 1 of printed bill, strike out "have" and insert "has" in its stead.



## THIRD AMENDMENT.

After section 1 of printed bill, insert the following clause to be known as section 2:

## FOURTH AMENDMENT.

All Acts or parts of Acts in conflict with this Act be and the same are hereby repealed.

The title of section 2 of the printed bill shall be changed and the same shall be known as section 3 of the amended bill.

J. E. BLUNDELL,  
Chairman.

On motion of Mr. Blundell, the report and amendments were adopted and the bill was sent to the engrossing committee.

## REPORT.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
January 25, 1889. }

*Mr. Speaker:*

Your committee on education, to whom was referred house bill No. 84, beg leave to report that they have had the same under consideration, and would respectfully report it back to the house with the recommendation that it do pass.

J. E. BLUNDELL,  
Chairman.

The bill was considered engrossed and passed to third reading. Mr. Apperson called to the chair.

The committee on judiciary submitted the following:

## REPORT.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
January 23, 1889. }

*Mr. Speaker:*

Your committee on judiciary, to whom was referred house bill No. 4, beg leave to report that they have had the same under consideration, and would respectfully report it back to the house with the recommendation that it do pass with the following amendments, to-wit:

## FIRST AMENDMENT.

After the word "paid" of line 30 of section 1, insert the following: "And also delivering the original note to such officer."

## SECOND AMENDMENT.

Also after the word "certificate" of line 2 of section 2, insert the words, "and original note."

## THIRD AMENDMENT.

Also after the word "full" of line 4 of section 2, insert the following: "Length upon the record book of mortgages and a reference shall be made to the book and page containing such record in the minute of discharge of such mortgage made upon the record thereof."

## FOURTH AMENDMENT.

Also by striking out that portion of said bill commencing with the word "on" of line 4 of section 2, and ending with the word "mortgage" on line 5 of section 2 inclusive.

S. R. HARRINGTON,  
Chairman.

On motion of Mr. Harrington, the report and amendments were adopted and the bill was sent to the engrossing committee.

## REPORT.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
January 25, 1889. }

*Mr. Speaker :*

Your committee on judiciary, to whom was referred house bill No. 7, beg leave to report that they have had the same under consideration, and would respectfully report it back to the house with the recommendation that it do pass.

S. R. HARRINGTON,  
Chairman.

On motion of Mr. Harrington, the bill was ordered engrossed and to third reading.

## REPORT.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
January 23, 1889. }

*Mr. Speaker:*

Your committee on judiciary, to whom was referred house bill No. 27, beg leave to report that they have had the same under consideration, and would respectfully report it back to the house with the recommendation that it do pass.

S. R. HARRINGTON,  
Chairman.

On motion of Mr. Harrington, the bill was ordered engrossed and to third reading.

## REPORT.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
January 25, 1889. }

*Mr. Speaker:*

Your committee on judiciary, to whom was referred house bill No. 33, beg leave to report that they have had the same under consideration, and would respectfully report it back to the house with the recommendation that it do pass.

S. R. HARRINGTON,  
Chairman.

On motion of Mr. Harrington, the bill was ordered engrossed and to third reading.

## REPORT.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
January 23, 1889. }

*Mr. Speaker:*

Your committee on judiciary, to whom was referred house bill No. 38, beg leave to report that they have had the same under consideration, and would respectfully report it back to the house with the recommendation that it do pass.

S. R. HARRINGTON,  
Chairman.

On motion of Mr. Harrington, the bill was ordered engrossed and to third reading.

## REPORT.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
January 25, 1889. }

*Mr. Speaker :*

Your committee on judiciary, to whom was referred house bill No. 61, beg leave to report that they have had the same under consideration, and would respectfully report it back to the house with the recommendation that it do pass.

S. R. HARRINGTON,  
Chairman.

On motion of Mr. Harrington, the bill was ordered engrossed and to third reading.

## REPORT.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
January 25, 1889. }

*Mr. Speaker :*

Your committee on judiciary, to whom was referred house bill No. 39, beg leave to report that they have had the same under consideration, and would respectfully report it back to the house with the recommendation that it do pass, with the following amendments, to-wit:

## AMENDMENT.

Strike out the word "dog" in line 12, and also strike out the word "fifteen" and insert in lieu thereof the word "ten" before the word "years" in line 14.

S. R. HARRINGTON,  
Chairman.

On motion of Mr. Harrington, the report and amendments were adopted and the bill was sent to the engrossing committee.

## REPORT.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
January 25, 1889. }

*Mr. Speaker :*

Your committee on judiciary, to whom was referred house bill

No. 75, beg leave to report that they have had the same under consideration, and would respectfully report it back to the house with the recommendation that it do pass.

S. R. HARRINGTON,  
Chairman.

On motion of Mr. Harrington, the bill was ordered engrossed and to third reading.

The Speaker submitted the following :

MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
SALEM, Oregon,  
January 28, 1889. }

*Mr. Speaker :*

I am directed by the President to inform you that the senate has concurred in house joint memorial No. 5, praying congress to enact such legislation as will make payment for Indian depredations.

And the same is herewith transmitted to you.

JOHN H. SHUPE,  
Chief Clerk.

The committee on military affairs submitted the following :

REPORT.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon,  
January 28, 1889. }

*Mr. Speaker :*

Your committee on military affairs, to whom was referred house bill No. 26, beg leave to report that they have had the same under consideration, and would respectfully report it back to the house with the recommendation that it do pass.

W. M. LADD,  
Chairman.

On motion of Mr. Ladd, the bill was ordered engrossed and to its third reading.

The Speaker submitted the following :

## MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
SALEM, Oregon,  
January 28, 1889. }

*Mr. Speaker:*

I am directed by the President to inform you that the senate has concurred in house joint memorial No. 2, praying congress to adopt appropriate legislation looking to the purchase of the canal and locks at the falls of the Willamette.

And the same is herewith transmitted to you.

JOHN H. SHUPE,  
Chief Clerk.

The committee on commerce submitted the following:

## REPORT.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon,  
January 23, 1889. }

*Mr. Speaker:*

Your committee on commerce, to whom was referred house bill No. 3, beg leave to report that they have had the same under consideration and would respectfully report it back to the house with the recommendation that it do pass.

D. P. THOMPSON,  
Chairman.

On motion of Mr. Thompson, the bill was considered engrossed and passed to third reading.

## REPORT.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon,  
January 23, 1889. }

*Mr. Speaker:*

Your committee on commerce, to whom was referred house joint memorial No. 7, beg leave to report that they have had the same under consideration, and would respectfully report it back to the house with the recommendation that it do pass.

D. P. THOMPSON,  
Chairman.

House joint memorial No. 7 went over one day under the rules.  
The committee on counties submitted the following:

## REPORT.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
January 25, 1889. }

*Mr. Speaker:*

Your committee on counties, to whom was referred house bill No. 69, beg leave to report that they have had the same under consideration, and would respectfully report it back to the house with the recommendation that it do pass.

C. B. CROSNO,  
Chairman.

On motion of Mr. Gilham, the bill was ordered engrossed and to third reading.

## REPORT.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
January 25, 1889. }

*Mr. Speaker:*

Your committee on counties, to whom was referred house bill No. 11, beg leave to report that they have had the same under consideration and would respectfully report it back to the house with the recommendation that it do pass.

C. B. CROSNO,  
Chairman.

On motion of Mr. Fell, the bill was considered engrossed and ordered to third reading.

The committee on railways and transportation submitted the following:

## REPORT.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
January 24, 1889. }

*Mr. Speaker:*

Your committee on railways and transportation, to whom was referred house bill No. 68, beg leave to report that they have had the same under consideration and would respectfully report it back to the house with the recommendation that it do pass.

J. W. MAXWELL,  
Chairman.

On motion of Mr. Maxwell, the bill was considered engrossed and ordered to third reading.

## REPORT.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
January 24, 1889. }

*Mr. Speaker:*

Your committee on railways and transportation, to whom was referred house bill No. 70, beg leave to report that they have had the same under consideration and would respectfully report it back to the house with the recommendation that it do not pass.

J. W. MAXWELL,  
Chairman.

The bill was considered engrossed and ordered to third reading. The Multnomah delegation submitted the following:

## REPORT.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
January 25, 1889. }

*Mr. Speaker:*

Your special committee, to whom was referred house bill No. 25, beg leave to report that they have had the same under consideration and would respectfully report it back to the house with the following amendments—the recommendation that as so amended it do pass:

## FIRST AMENDMENT.

Strike out the word “two” in the 10th line of the printed bill and insert the word “three” in lieu thereof.

## SECOND AMENDMENT.

Strike out the words “five hundred” in the 11th line of the printed bill and insert the words “seven hundred and twenty.”

## THIRD AMENDMENT.

Strike out the words “five hundred” in the 13th line of the printed bill and insert the words “six hundred and fifty.”



## FOURTH AMENDMENT.

Strike out the words "seventy-five" in the 21st line of printed bill and insert the words "two hundred."

## FIFTH AMENDMENT.

Strike out the word "five" in the 22d line of the printed bill and insert the word "six" in lieu thereof.

J. A. STROWBRIDGE,  
Chairman Multnomah delegation.

On motion of Mr. Earhart, the report and amendments were adopted and the bill was ordered engrossed and passed to third reading.

The special committee on house bill No. 34 submitted its report, and after some desultory discussion, on motion of Mr. Gilbert, the bill was referred to the same committee for further amendment.

The Speaker submitted the following :

## MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
SALEM, Oregon, }  
January 28, 1889.

*Mr. Speaker :*

I am directed by the President to inform you that the senate has passed senate bill No. 12, being a bill for an Act to amend section 3042 of title I of chapter XXI of the laws of Oregon.

And the same is herewith transmitted to you for the consideration of the house.

JOHN H. SHUPE,  
Chief Clerk.

Senate bill No. 12 was read the first time and passed to second reading.

## FOURTH ORDER OF BUSINESS.

House joint resolution No. 5 was read and, on motion of Mr. Hume, was made a special order for to-morrow at 3 o'clock.

Mr. Smith introduced house joint resolution No. 8:

## HOUSE JOINT RESOLUTION NO. 8.

*Be it resolved by the House, the Senate concurring :*

That the following amendment to the constitution of the State of Oregon be and hereby is proposed :

## ARTICLE I.

That section 10, article XI, of the constitution of the State of Oregon, be and hereby is abrogated, and in lieu thereof section 10 of Article XI of the constitution of the State of Oregon shall be as follows:

Section 10: No county shall create any debts or liabilities which shall singly or in the aggregate exceed five per centum of all the assessable property in such county, except to suppress insurrection or repel invasion, but the debts of any county at the time of the adoption of this constitution shall be disregarded in estimating the sum to which such county is estimated.

Which was ordered printed.

## FIFTH ORDER OF BUSINESS.

By unanimous consent, Mr. Northup introduced house bill No. 173, entitled an Act to incorporate the city of Portland, Oregon.

Mr. Roberts, by request, introduced house bill No. 174, a bill for an Act to amend sections 10, 11 and 12 of title I of an Act entitled an Act to establish a uniform course of public instruction in the common schools of this State, approved October 29, 1872, as amended by an Act entitled an Act to amend sections 8, 10, 11, 12, 25, 34, 43 and 46 of chapter IV of the miscellaneous laws of Oregon pertaining to common schools, approved October 18, 1878.

Mr. Paulsen introduced house bill No. 175, a bill for an Act to provide for holding agricultural institutes, and appropriating money therefor.

Mr. Thompson introduced house bill No. 176 by request, a bill for an Act to establish a State board of immigration, and to appropriate money for immigration purposes.

Mr. Paulsen introduced house bill No. 177, a bill for an Act to more particularly define the duties and compensation of recorder of conveyances, and to provide for him a seal of office.

Mr. Harrington introduced house bill No. 178, a bill for an Act to provide punishment for stealing dogs.

Mr. Roberts introduced house bill No. 179, a bill for an Act

locating, opening and maintaining roads and chutes to be used for lumbering and logging purposes, and providing compensation for the use of lands condemned for such purposes.

Mr. Huene introduced house bill No. 180 by request, a bill for an act to regulate and license commercial agencies.

Mr. Bean introduced house bill No. 181, a bill for an Act to provide for the intervention by interested persons in actions, suits and other proceedings, and to regulate the practice therein in the courts of this State.

Mr. R. A. Miller introduced house bill No. 182, a bill for an Act to appoint the places and times of holding the supreme court, to provide for reporting and publishing its decisions, and also suitable compensation for the work of reporting, and to authorize the appointing of two additional clerks, and to repeal section 2327 of the annotated laws of 1887.

Mr. Short introduced house bill No. 183, a bill for an Act to amend subdivision 3, section 2590 of the general laws of the State of Oregon as annotated by W. Lair Hill, relating to the duties of county school superintendents.

Mr. Short introduced house bill No. 184, a bill for an Act to promote peace and good order in society.

Mr. Myers introduced house bill No. 185 by request, a bill for an Act for the protection of the owners of stallions.

Mr. Myers introduced house bill No. 186 by request, a bill for an Act providing for the punishment of any person who may alter or deface the artificial mark or brand placed upon sawlogs by the owner thereof for the purpose of identifying them.

Mr. Ladd introduced house bill No. 187, a bill for an Act to amend an Act entitled an Act to organize school districts in incorporated towns of ten thousand inhabitants, and to provide for the maintenance and government of public schools therein, approved October 26, 1882.

Mr. Morelock introduced house bill No. 188, a bill for an Act to amend an Act entitled an Act to amend an Act entitled an Act to amend an Act entitled an Act to amend section 2602 of title IV of an Act to establish a uniform course of public instruction in the common schools of this State, approved October 29, 1872, approved October 24, 1882, approved February 17, 1887.

Mr. Labrie introduced house bill No. 189, a bill for an Act entitled an Act to authorize county courts in maintaining ferries on roads in the State of Oregon.

Mr. Hahn introduced house bill No. 190, a bill for an Act to authorize L. R. Abercrombie to construct, erect and maintain across Nekanicum creek, in Clatsop county of this State, at a point near the mouth thereof, a log boom.

Mr. Northup introduced house bill No. 191, a bill for an Act to regulate the recording of town plats, cemetery plats, and to provide for the preservation of such plats.

Mr. Weed introduced house bill No. 192, a bill for an Act to appropriate money to aid the county courts of Columbia and Washington counties to construct a wagon road from the town of Clatskanie, in Columbia county, to the town of Forest Grove, in Washington county, Oregon.

Mr. Weed introduced house bill No. 193, to amend section 4085 of Hill's annotated code of the general laws of Oregon, said section being a part of an Act relating to the duties of road supervisor.

Mr. J. J. Fisher introduced house bill No. 194, a bill to incorporate the city of Albina, and to repeal an Act entitled an Act to incorporate the city of Albina, in Multnomah county, Oregon, approved February 4, 1887.

Mr. Gilbert introduced house bill No. 195, a bill for an Act to incorporate the town of Sellwood, in Multnomah and Clackamas counties, Oregon.

Mr. Paquet introduced house bill No. 196, a bill for an Act to provide for recording of wills.

Mr. Gilbert introduced house bill No. 197, a bill for an Act to amend section 4070 of title I of chapter LXXVI, of the miscellaneous laws of Oregon, as compiled by William Lair Hill.

Mr. Pope introduced house bill No. 198, a bill for an Act to regulate the sale of medicines and poisons in the State of Oregon.

Mr. Gilbert introduced house bill No. 199, for an Act to amend sections 13, 36, 37, 53, 56, 57, 69, 82, 83, 85, 86, 95, 102, 107, 112, 113, 122, 123, 129, 149, 152 and 156 of an Act entitled an Act to incorporate the city of Portland, approved October 24, 1882, as amended by an Act entitled an Act to amend sections 1, 37, 95 and 159 of an Act entitled an Act to incorporate the city of Portland, approved October 24, and to repeal section 155 of said Act and all Acts and parts of Acts in conflict therewith, approved February 25, 1885.

Mr. Parker introduced house bill No. 200, a bill for an Act to authorize the Astoria and South Coast railway company to construct a bridge across Young's bay and Skipanon creek, in the county of Clatsop, in the State of Oregon.

Mr. C. G. Fisher introduced house bill No. 201, a bill for an Act to amend section 1745 of Hill's annotated laws of Oregon, relating to assault and assault and battery.

Mr. Smith introduced house bill No. 202, a bill for an Act to amend section 3493 of the laws of Oregon, as compiled by W. Lair Hill.

Mr. Smith introduced house bill No. 203, a bill for an Act to instruct the Secretary of State and State Treasurer to credit Wasco county with various sums of money which now stand charged on their books against said county as delinquent taxes.

Mr. Waldo introduced house bill No. 204, a bill for an Act for the relief of John Stapleton.

Mr. Waldo introduced house bill No. 205, a bill for an Act for the relief of J. M. Dinsmore.

Mr. Maxwell introduced house bill No. 206, a bill for an Act to grant to the Salem, Tillamook and Astoria railway company, and its successors and assigns, the power to erect, construct, build and maintain and operate a railroad bridge across the Willamette river at Salem, Oregon.

Mr. Maxwell introduced by request house bill No. 207, a bill for an Act to amend section 3828 of Hill's annotated laws of Oregon, relating to the recording of mining claims.

Mr. Northup moved to suspend the rules and read house bill No. 173 out of its order the first time now.

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Bowditch, Crook, Earhart, Fell, Fisher of Multnomah, Gambee, Geer, Gilbert, Goodnough, Hahn, Harrington, Haskell, Hume, Hunter, Kirk, Ladd, Laughlin, Layman, Maxwell, McCoy, Northup, Paquet, Parker, Price, Roberts, Roe, Short, Stafford, Strowbridge, Thomas, Thompson, Waldo, Weed, Williamson, Wilson, and Mr. Speaker—36.

Nays—Messrs. Apperson, Armstrong, Bean, Belknap, Blundell, Derby, Fisher of Polk, Jennings, Labrie, Miller of Linn, Moore, Morelock, Moss, Myers, Paulsen and Powell—16.

Absent—Messrs. Condon, Crosno, Gilham, Howard, Miller of Jackson, Napton, Pope and Ricker—8.

So the rules were suspended and the bill was read the first time.

Mr. Thompson moved to further suspend the rules and read house bill No. 173 the second time by title now.

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Apperson, Armstrong, Bean, Belknap, Blundell, Bowditch, Crook, Crosno, Derby, Earhart, Fell, Fisher of Polk, Fisher of Multnomah, Gambee, Geer, Gilbert, Gilham, Goodnough, Hahn, Harrington, Haskell, Howard, Hume, Hunter, Jennings, Kirk, Ladd, Laughlin, Layman, Maxwell, McCoy, Miller of Jackson, Miller of Linn, Moore, Morelock, Moss, Myers, Northup, Paquet, Parker, Pope, Powell, Price, Ricker, Roberts, Roe, Short, Stafford,

Strowbridge, Thomas, Thompson, Waldo, Weed, Williamson, Wilson, and Mr. Speaker—56.

Nays—Mr. Paulsen.

Absent—Messrs. Condon, Labrie and Napton—3.

So the rules were suspended, house bill 173 was read the second time by title and, on motion of Mr. Northup, 300 copies were ordered printed, and the bill was referred to the Multnomah delegation.

House bill No. 156 was read first time and passed to second reading.

Mr. Kirk moved to suspend the rules and read house bill No. 157 the first time by title only.

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Apperson, Armstrong, Bean, Belknap, Blundell, Bowditch, Crosno, Derby, Fell, Fisher of Polk, Fisher of Multnomah, Gambee, Geer, Gilbert, Gilham, Goodnough, Hahn, Haskell, Howard, Hume, Hunter, Jennings, Kirk, Labrie, Ladd, Laughlin, Layman, Maxwell, McCoy, Miller of Jackson, Miller of Linn, Moore, Morelock, Moss, Myers, Northup, Parker, Paulsen, Pope, Powell, Price, Ricker, Roberts, Roe, Short, Stafford, Strowbridge, Waldo, Weed, Williamson, Wilson, and Mr. Speaker—52.

Nays—None.

Absent—Messrs. Condon, Crook, Earhart, Harrington, Napton, Paquet, Thomas and Thompson—8.

So the rules were suspended and house bill No. 157 was read the first time by title and passed to its second reading.

House bills Nos. 158, 159 and 160 were read the first time and passed to second reading.

On motion of Mr. Smith, Hon. W. Lair Hill was invited to a seat within the bar.

On motion of Mr. Bowditch, Hon. T. Cameron was invited to a seat within the bar.

Mr. Roberts moved to suspend the rules and read house bill No. 161 the first time by title only.

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Apperson, Armstrong, Bean, Belknap, Blundell, Bowditch, Crook, Crosno, Fell, Fisher of Polk, Gambee, Geer, Gilbert, Gilham, Goodnough, Hahn, Haskell, Howard, Hume, Hunter, Jennings, Labrie, Ladd, Laughlin, Layman, Maxwell, McCoy, Miller of Jackson, Miller of Linn, Moore, Morelock, Moss, Myers, Northup, Paquet, Parker, Paulsen, Pope, Powell, Price, Ricker, Roberts, Roe, Short, Stafford, Strowbridge, Thompson, Waldo, Weed, Williamson, Wilson, and Mr. Speaker—52.

Nays—None.

Absent—Messrs. Condon, Derby, Earhart, Fisher of Multnomah, Harrington, Kirk, Napton and Thomas—8.

So the rules were suspended and house bill No. 161 was read the first time by title and passed to second reading.

On motion of Mr. Derby, the house adjourned.

TUESDAY, JANUARY 29, 1889.

MORNING SESSION.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
January 29, 1889. }

House called to order at 10 o'clock A. M., Mr. Speaker in the chair.

The roll was called and all the members were present except Mr. Condon.

On motion of Mr. Hume, the reading of the journal of yesterday was dispensed with.

Mr. Myers moved to reconsider the vote by which house resolution No. 22 was lost.

Lost.

Mr. Jennings moved a suspension of the rules and to read house bill No. 162 the first time by title only.

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Apperson, Armstrong, Bean, Belknap, Blundell, Bowditch, Crook, Crosno, Derby, Earhart, Fell, Fisher of Polk, Fisher of Multnomah, Gambee, Geer, Gilbert, Gilham, Goodnough, Hahn, Haskell, Howard, Hume, Hunter, Jennings, Kirk, Labrie, Ladd, Laughlin, Layman, Maxwell, McCoy, Miller of Jackson, Miller of Linn, Moore, Morelock, Moss, Myers, Napton, Northup, Paquet, Parker, Pope, Powell, Price, Ricker, Roe, Short, Stafford, Stowbridge, Thompson, Waldo, Weed, Williamson, Wilson, and Mr. Speaker—55.

Nays—None.

Absent—Messrs. Condon, Harrington, Paulsen, Roberts and Thomas—5.

So the rules were suspended and house bill No. 162 was read the first time by title and passed to its second reading.

The Speaker appointed the following special committee to consider house joint memorial No. 8:

From Marion county, Mr. Waldo; Jackson county, Mr. Price; Douglas, Mr. Ricker; Lane, Mr. Jennings; Linn, Mr. Morelock; Clackamas, Mr. Paquet; Multnomah, Mr. Thompson; Wasco, Mr. McCoy; Crook, Mr. Williamson; Klamath, Mr. Moss.

House bills Nos. 163, 164, 165, 166, 167, 168, 169, 170, 171, 172, 174, 175 and 176 were read the first time and passed to second reading.

Mr. Blundell moved to suspend the rules and read house bill No. 177 the first time by title only.

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Apperson, Armstrong, Bean, Belknap, Blundell, Bowditch, Derby, Fell, Fisher of Polk, Fisher of Multnomah, Gambee, Geer, Gilbert, Gilham, Goodnough, Hahn, Harrington, Howard, Hume, Hunter, Jennings, Labrie, Ladd, Laughlin, Layman, McCoy, Miller of Jackson, Miller of Linn, Moore, Morelock, Moss, Napton, Northup, Paquet, Parker, Pope, Powell, Price, Ricker, Roe, Short, Stafford, Strowbridge, Thompson, Waldo, Weed, Williamson, Wilson, and Mr. Speaker—49.

Nays—None.

Absent—Messrs. Condon, Crook, Crosno, Earhart, Haskell, Maxwell, Kirk, Myers, Paulsen, Roberts and Thomas—11.

So the rules were suspended and house bill No. 177 was read the first time by title and passed to a second reading.

House bill No. 178 was read first time and passed to a second reading.

Mr. Ricker moved to suspend the rules and read house bill No. 179 the first time by title only.

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Apperson, Armstrong, Bean, Belknap, Blundell, Bowditch, Derby, Fell, Fisher of Polk, Fisher of Multnomah, Gambee, Geer, Gilbert, Gilham, Goodnough, Hahn, Harrington, Howard, Hume, Hunter, Jennings, Kirk, Labrie, Ladd, Laughlin, Layman, McCoy, Miller of Jackson, Miller of Linn, Moore, Morelock, Moss, Myers, Napton, Northup, Paquet, Parker, Paulsen, Pope, Powell, Price, Ricker, Roe, Short, Stafford, Strowbridge, Waldo, Weed, Williamson, Wilson, and Mr. Speaker—51.

Nays—None.



Absent—Messrs. Condon, Crook, Crosno, Earhart, Haskell, Maxwell, Roberts, Thomas and Thompson—9.

So the rules were suspended and house bill No. 179 was read first time by title and passed to its second reading.

Mr. Hume moved to suspend the rules and read house bill No. 180 the first time by title only.

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Apperson, Armstrong, Bean, Belknap, Blundell, Bowditch, Derby, Fell, Fisher of Polk, Fisher of Multnomah, Gambec, Geer, Gilbert, Gilham, Goodnough, Hahn, Harrington, Haskell, Howard, Hume, Hunter, Jennings, Kirk, Labrie, Ladd, Layman, Laughlin, McCoy, Miller of Jackson, Miller of Linn, Moore, Morelock, Moss, Myers, Napton, Northup, Paquet, Parker, Paulsen, Pope, Powell, Price, Ricker, Roe, Short, Stafford, Strowbridge, Waldo, Weed, Williamson, Wilson, and Mr. Speaker—52.

Nays—None.

Absent—Messrs. Condon, Crook, Crosno, Earhart, Maxwell, Roberts, Thomas and Thompson—8.

So the rules were suspended and house bill No. 180 was read the first time by title and passed to a second reading.

House bill No. 181 was read first time and passed to second reading.

Mr. R. A. Miller moved to suspend the rules and read house bill No. 182 the first time by title only.

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Apperson, Armstrong, Bean, Belknap, Blundell, Bowditch, Derby, Fell, Fisher of Polk, Fisher of Multnomah, Gambec, Geer, Gilbert, Gilham, Goodnough, Hahn, Harrington, Haskell, Howard, Hume, Hunter, Jennings, Kirk, Labrie, Ladd, Laughlin, Layman, McCoy, Miller of Jackson, Miller of Linn, Moore, Morelock, Moss, Myers, Napton, Northup, Paquet, Parker, Paulsen, Pope, Powell, Price, Ricker, Roe, Short, Stafford, Strowbridge, Waldo, Weed, Williamson, Wilson, and Mr. Speaker—52.

Nays—None.

Absent—Messrs. Condon, Crook, Crosno, Earhart, Maxwell, Roberts, Thomas and Thompson—8.

So the rules were suspended and house bill No. 182 was read the first time by title and passed to second reading.

House bills Nos. 183, 184, 185 and 186 were read the first time and passed to second reading.

Mr. Ladd moved to suspend the rules and read house bill No. 187 the first time by title only.

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Apperson, Armstrong, Bean, Belknap, Blundell, Crook, Crosno, Derby, Fell, Fisher of Polk, Fisher of Multnomah, Gambee, Geer, Gilbert, Gilham, Goodnough, Hahn, Harrington, Haskell, Howard, Hume, Hunter, Jennings, Kirk, Labrie, Ladd, Laughlin, Layman, Maxwell, McCoy, Miller of Jackson, Miller of Linn, Moore, Moss, Myers, Napton, Northup, Paquet, Parker, Paulsen, Pope, Powell, Price, Ricker, Roberts, Roc, Short, Stafford, Strowbridge, Thomas, Thompson, Waldo, Weed, Williamson, Wilson, and Mr. Speaker—56.

Nays—None.

Absent—Messrs. Bowditch, Condon, Earhart and Moss—4.

So the rules were suspended and house bill No. 187 was read the first time by title and passed to second reading.

Mr. Morelock moved to suspend the rules and read house bill No. 188 the first time by title only.

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Apperson, Armstrong, Bean, Belknap, Blundell, Crook, Crosno, Derby, Fell, Fisher of Polk, Fisher of Multnomah, Gambee, Geer, Gilbert, Gilham, Goodnough, Hahn, Haskell, Howard, Hume, Hunter, Jennings, Kirk, Labrie, Ladd, Laughlin, Layman, Maxwell, McCoy, Miller of Jackson, Miller of Linn, Moore, Morelock, Moss, Myers, Napton, Northup, Paquet, Parker, Paulsen, Pope, Powell, Price, Ricker, Roberts, Short, Stafford, Strowbridge, Thomas, Thompson, Waldo, Weed, Williamson, Wilson, and Mr. Speaker—55.

Nays—None.

Absent—Messrs. Bowditch, Condon, Earhart, Harrington and Roc—5.

So the rules were suspended and house bill No. 188 was read the first time by title and passed to second reading.

House bills Nos. 189, 190 and 191 were read first time and passed to second reading.

Mr. Weed moved to suspend the rules and read house bill No. 192 the first time by title only.

On this question the roll was called and the vote was:

Messrs. Apperson, Armstrong, Bean, Belknap, Blundell, Crook, Crosno, Derby, Earhart, Fell, Fisher of Polk, Fisher of Multnomah, Gambee, Geer, Gilbert, Gilham, Goodnough, Hahn, Haskell, Howard, Hume, Hunter, Jennings, Kirk, Labrie, Ladd, Laughlin, Layman, Maxwell, McCoy, Miller of Jackson, Moore, Morelock, Moss, Myers, Napton, Parker, Paulsen, Pope, Powell, Ricker, Roc, Short, Stafford, Strowbridge, Thomas, Thompson, Waldo, Weed, Williamson, Wilson, and Mr. Speaker—52.

Nays—None.

Absent—Messrs. Bowditch, Condon, Harrington, Miller of Linn, Northup, Paquet, Price and Roberts—8.

So the rules were suspended and house bill No. 192 was read the first time by title and passed to its second reading.

The Speaker submitted the following:

MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
SALEM, Oregon,  
January 29, 1889. }

*Mr. Speaker:*

I am directed by the President to inform you that the senate has passed senate bill No. 17, to amend the charter of the city of Portland.

And the same is herewith transmitted for the consideration of the house.

JOHN H. SHUPE,  
Chief Clerk.

Senate bill No. 17 was read first time and passed to its second reading.

The Speaker submitted the following:

MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
SALEM, Oregon,  
January 29, 1889. }

*Mr. Speaker:*

I am directed by the President to inform you that the senate has concurred in house joint resolution No. 2, providing for a committee to investigate the actions of the fish commission.

And the same is herewith transmitted to you.

JOHN H. SHUPE,  
Chief Clerk.

House bill No. 193 was read the first time and passed to its second reading.

Mr. Fisher of Multnomah moved to suspend the rules and read house bill No. 194 the first time by title only.

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Apperson, Armstrong, Bean, Belknap, Blundell, Bowditch, Crook, Derby, Fell, Fisher of Polk, Fisher of Multnomah, Gambree, Geer, Gilbert, Gilham, Goodnough, Hahn, Haskell, Howard, Hume, Hunter, Kirk, Labrie, Laughlin, Layman, Maxwell, McCoy, Miller of Jackson, Moore, Morelock, Moss, Myers, Napton, Paquet, Parker, Paulsen, Pope, Powell, Price, Ricker, Roe, Short, Stafford, Strowbridge, Thomas, Thompson, Waldo, Weed, Williamson, Wilson, and Mr. Speaker—51.

Nays—None.

Absent—Messrs. Condon, Crosno, Earhart, Harrington, Jennings, Ladd, Miller of Linn, Northup and Roberts—9.

So the rules were suspended and house bill No. 194 was read the first time by title and passed to second reading.

Mr. Gilbert moved to suspend the rules and read house bill No. 195 the first time by title only.

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Apperson, Armstrong, Bean, Belknap, Blundell, Crook, Crosno, Derby, Fell, Fisher of Polk, Fisher of Multnomah, Gambree, Geer, Gilbert, Gilham, Goodnough, Hahn, Haskell, Howard, Hume, Hunter, Jennings, Kirk, Labrie, Ladd, Laughlin, Layman, Maxwell, McCoy, Miller of Jackson, Moore, Morelock, Moss, Myers, Napton, Northup, Paquet, Parker, Paulsen, Pope, Powell, Price, Ricker, Roe, Short, Stafford, Strowbridge, Thomas, Thompson, Waldo, Weed, Williamson, Wilson, and Mr. Speaker—54.

Nays—None.

Absent—Messrs. Bowditch, Condon, Earhart, Harrington, Miller of Linn and Roberts—6.

So the rules were suspended and house bill No. 195 was read the first time by title and passed to second reading.

House bills Nos. 196 and 197 were read the first time and passed to second reading.

Mr. Pope moved to suspend the rules and read house bill No. 198 the first time by title only.

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Apperson, Armstrong, Bean, Belknap, Blundell, Crook, Crosno, Derby, Fell, Fisher of Polk, Fisher of Multnomah, Gambree, Geer, Gilbert, Gilham, Goodnough, Hahn, Harrington, Haskell, Howard, Hume, Hunter, Jennings, Kirk, Labrie, Ladd, Laughlin, Layman, Maxwell, McCoy, Miller of Jackson, Miller of Linn, Moore, Morelock, Moss, Myers, Napton, Northup, Paquet, Parker, Paulsen, Pope, Powell, Roe, Short, Stafford, Strowbridge, Thomas, Thompson, Waldo, Weed, Williamson, Wilson, and Mr. Speaker—54.

Nays—None.

Absent—Messrs. Bowditch, Condon, Earhart, Price, Ricker and Roberts—6.

So the rules were suspended and house bill No. 198 was read the first time by title and passed to second reading.

Mr. Gilbert moved to suspend the rules and read house bill No. 199 the first time by title only.

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Apperson, Armstrong, Bean, Belknap, Blundell, Bowditch, Crosno, Derby, Fell, Fisher of Polk, Fisher of Multnomah, Gambee, Geer, Gilbert, Gilham, Goodnough, Hahn, Harrington, Haskell, Howard, Hume, Hunter, Jennings, Kirk, Labrie, Ladd, Laughlin, Layman, Maxwell, McCoy, Miller of Jackson, Miller of Linn, Moore, Morelock, Moss, Myers, Napton, Northup, Paquet, Parker, Paulsen, Pope, Powell, Price, Roe, Short, Stafford, Strowbridge, Thomas, Thompson, Waldo, Weed, Williamson, Wilson, and Mr. Speaker—55.

Nays—None.

Absent—Messrs. Crook, Condon, Earhart, Ricker and Roberts—5.

So the rules were suspended and house bill No. 199 was read the first time by title and passed to second reading.

Mr. Hahn moved to suspend the rules and read house bill No. 200 the first time by title only.

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Apperson, Armstrong, Bean, Belknap, Blundell, Bowditch, Crook, Crosno, Derby, Earhart, Fell, Fisher of Polk, Fisher of Multnomah, Gambee, Geer, Gilbert, Gilham, Goodnough, Hahn, Harrington, Haskell, Howard, Hume, Hunter, Jennings, Kirk, Labrie, Ladd, Laughlin, Layman, Maxwell, McCoy, Miller of Jackson, Miller of Linn, Moore, Morelock, Moss, Myers, Napton, Northup, Paquet, Parker, Paulsen, Pope, Powell, Price, Ricker, Roe, Short, Stafford, Strowbridge, Thomas, Thompson, Waldo, Weed, Williamson, Wilson, and Mr. Speaker—58.

Nays—None.

Absent—Messrs. Condon and Roberts—2.

So the rules were suspended and house bill No. 200 was read the first time by title and passed to its second reading.

On motion of Mr. Harrington, Hon. Jonathan Bourne, Jr., was invited to a seat within the bar.

House bills Nos. 201, 202, 203, 204, 205, 206 and 207 were read the first time and passed to second reading.

On motion of Mr. Myers, the house adjourned.

## AFTERNOON SESSION.

The house was called to order at 2 o'clock P. M., Mr. Speaker in the chair.

The roll was called and all the members were present except Messrs. Condon and Ladd.

The Speaker submitted the following:

## MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
SALEM, Oregon,  
January 29, 1889. }

*Mr. Speaker :*

I am directed by the President to inform you that senate joint memorial No. 1 and senate joint memorial No. 2 have been reported correctly enrolled.

And the same are herewith transmitted for your signature.

JOHN H. SHUPE,  
Chief Clerk.

The Speaker announced that he was about to sign senate joint memorial No. 1 and senate joint memorial No. 2, and soon thereafter stated that he had signed them.

At this point senate joint resolution No. 2 was taken up and read.

Mr. Apperson moved its adoption.

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Apperson, Armstrong, Bean, Belknap, Blundell, Bowditch, Crook, Crosno, Derby, Earhart, Fell, Fisher of Polk, Fisher of Multnomah, Gamber, Geer, Gilbert, Gilham, Goodnough, Hahn, Harrington, Haskell, Howard, Hume, Hunter, Jennings, Kirk, Labrie, Ladd, Laughlin, Layman, Maxwell, McCoy, Miller of Jackson, Miller of Linn, Moore, Morelock, Moss, Myers, Napton, Northup, Paquet, Parker, Paulsen, Pope, Powell, Price, Ricker, Roe, Short, Stafford, Strowbridge, Thomas, Thompson, Waldo, Weed, Williamson, Wilson, and Mr. Speaker—58.

Nays—None.

Absent—Messrs. Condon and Roberts—2.

So senate joint resolution No. 2 was adopted.

Senate joint resolution No. 3 was read, and Mr. Jennings moved its adoption.

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Apperson, Armstrong, Bean, Belknap, Blundell, Bowditch, Crook, Crosno, Derby, Earhart, Fell, Fisher of Polk, Fisher of Multnomah, Gambec, Geer, Gilbert, Gilham, Goodnough, Hahn, Harrington, Haskell, Howard, Hume, Hunter, Jennings, Kirk, Labrie, Ladd, Laughlin, Layman, Maxwell, McCoy, Miller of Jackson, Miller of Linn, Moore, Morelock, Moss, Myers, Napton, Northup, Paquet, Parker, Paulsen, Pope, Powell, Price, Ricker, Roc, Short, Stafford, Strowbridge, Thomas, Thompson, Waldo, Weed, Williamson, Wilson, and Mr. Speaker—58.

Nays—None.

Absent—Messrs. Condon and Roberts—2.

So senate joint resolution No. 3 was adopted.

Senate joint memorial No. 3 was read and, on motion of Mr. Apperson, adopted.

The Speaker submitted the following:

#### MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
SALEM, Oregon,  
January 29, 1889. }

*Mr. Speaker:*

I am directed by the President to inform you that the senate has passed senate bill No. 21, being a bill for an Act to provide for the completion of the wagon road from the town of Pendleton in Umatilla county, Oregon, to the town of Canyon City, Oregon, and appropriate money therefor.

And the same is herewith transmitted to you for the consideration of the senate.

JOHN H. SHUPE,  
Chief Clerk.

Mr. Apperson moved to suspend the rules and read senate bill No. 21 the first time by title only.

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Apperson, Armstrong, Bean, Belknap, Blundell, Bowditch, Crook, Crosno, Derby, Earhart, Fell, Fisher of Polk, Fisher of Multnomah, Gambec, Geer, Gilbert, Gilham, Goodnough, Hahn, Harrington, Haskell, Howard, Hume, Hunter, Jennings, Kirk, Ladd, Laughlin, Layman, Maxwell, McCoy, Miller of Linn, Moore, Morelock, Moss, Myers, Napton, Northup, Paquet, Parker, Paulsen,

Pope, Powell, Price, Ricker, Roe, Short, Stafford, Strowbridge, Thomas, Thompson, Waldo, Weed, Williamson, Wilson, and Mr. Speaker—56.

Nays—None.

Absent—Messrs. Condon, Labrie, Miller of Jackson and Roberts—4.

So the rules were suspended and senate bill No. 21 was read the first time by title.

Mr. Gambee moved to further suspend the rules and read senate bill No. 21 the second time now.

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Apperson, Armstrong, Bean, Blundell, Crook, Derby, Earhart, Fell, Fisher of Polk, Fisher of Multnomah, Gambee, Geer, Gilbert, Gilham, Goodnough, Hahn, Harrington, Haskell, Hume, Hunter, Kirk, Ladd, Laughlin, Layman, Maxwell, McCoy, Moore, Moss, Napton, Northup, Parker, Pope, Powell, Ricker, Roe, Short, Strowbridge, Thompson, Weed, Williamson, Wilson, and Mr. Speaker—42.

Nays—Messrs. Belknap, Bowditch, Croeno, Howard, Jennings, Miller of Linn, Morelock, Myers, Paquet, Price, Stafford, Thomas and Waldo—13.

Absent—Messrs. Condon, Labrie, Miller of Jackson, Paulsen and Roberts—5.

So the rules were suspended, the bill was read the second time and, on motion of Mr. Gambee, was referred to the committee on commerce.

The Speaker submitted the following:

#### MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
SALEM, Oregon,  
January 29, 1889. }

*Mr. Speaker:*

I am directed by the President to inform you that the senate has passed senate bill No. 22, being a bill for an Act for the extirpation of the Canada thistle.

And the same is herewith transmitted to you for the consideration of the house.

JOHN H. SHUPE,  
Chief Clerk.

Senate bill No. 22 was read the first time.



Mr. Wilson moved to suspend the rules and read senate bill No. 22 the second time now.

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Apperson, Armstrong, Bean, Belknap, Blundell, Derby, Earhart, Fisher of Polk, Fisher of Multnomah, Gamblee, Geer, Gilbert, Gilham, Goodnough, Hahn, Harrington, Howard, Hume, Hunter, Kirk, Labrie, Ladd, Laughlin, Layman, Maxwell, McCoy, Miller of Jackson, Miller of Linn, Moore, Morelock, Moss, Napton, Northup, Paquet, Parker, Pope, Powell, Ricker, Roberts, Roc, Short, Stafford, Strowbridge, Thompson, Weed, Williamson, Wilson, and Mr. Speaker—48.

Nays—Messrs. Bowditch, Crook, Crosno, Jennings, Paulsen, Price, Thomas and Waldo—8.

Absent—Messrs. Condon, Fell, Haskell and Myers—4.

So the rules were suspended, the bill read the second time and, on motion of Mr. Derby, was referred to the committee on agriculture.

The Speaker submitted the following:

#### MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
SALEM, Oregon,  
January 29, 1889. }

*Mr. Speaker:*

I am directed by the President to inform you that the senate has passed senate bill No. 29, being a bill for an Act to amend title I of chapter XXIII of the laws of Oregon.

And the same is herewith transmitted to you for the consideration of the house.

JOHN H. SHUPE,  
Chief Clerk.

Senate bill No. 29 was read the first time and passed to second reading.

The Speaker submitted the following:

#### MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
SALEM, Oregon,  
January 29, 1889. }

*Mr. Speaker:*

I am directed by the President to inform you that the senate has

passed senate bill No. 36, being a bill for an act to amend title III of chapter XIII of the miscellaneous laws of Oregon, compiled by W. Lair Hill.

And the same is herewith transmitted to you for the consideration of the house.

JOHN H. SHUPE,  
Chief Clerk.

Senate bill No. 36 was read the first time and passed to second reading.

The Speaker submitted the following:

MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
SALEM, Oregon,  
January 29, 1889. }

*Mr. Speaker:*

I am directed by the President to inform you that the senate has passed senate bill No. 37, being a bill for an Act to amend section 3015 of the laws of Oregon.

And the same is herewith transmitted to you for the consideration of the house.

JOHN H. SHUPE,  
Chief Clerk.

Senate bill No. 37 was read the first time and passed to second reading.

Mr. Bowditch was called to the chair.

The committee on engrossed bills submitted the following:

REPORT.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon,  
January 29, 1889. }

*Mr. Speaker:*

Your committee on engrossed bills, to whom was referred house bill's Nos. 26, 4, 39, 75, 38, 27 and 61, beg leave to report the same back to the house as correctly engrossed.

J. H. ROBERTS,  
Chairman.

Senate joint memorial No. 6 was read and, on motion of Mr. Paulsen, was adopted.

The house passed to the next order of business.

### SECOND READING OF HOUSE BILLS.

Mr. Layman moved to suspend the rules and read house bill No. 98 the second time by title.

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Apperson, Armstrong, Bean, Belknap, Blundell, Bowditch, Crook, Crosno, Derby, Earhart, Feil, Fisher of Polk, Fisher of Multnomah, Gambee, Geer, Gilbert, Gilham, Goodnough, Hahn, Haskell, Howard, Hume, Hunter, Jennings, Kirk, Labrie, Ladd, Laughlin, Layman, Maxwell, McCoy, Miller of Jackson, Miller of Linn, Moore, Morelock, Moss, Myers, Napton, Northup, Paquet, Parker, Paulsen, Pope, Powell, Price, Ricker, Roe, Short, Stafford, Strowbridge, Thomas, Thompson, Waldo, Weed, Williamson, Wilson, and Mr. Speaker—57.

Nays—None.

Absent—Messrs. Condon, Harrington and Roberts—3.

So the rules were suspended and house bill No. 98 was read the second time by title.

Mr. Paulsen offered the following amendment to house bill No. 98:

### AMENDMENT.

Amend section 27, page 11, line 14, printed bill, as follows: By adding after the word "at" in said line as follows: *provided, however,* that all orders or secret societies, such as Masons, Odd Fellows, Druids, Knights of Pythias, Ancient Order of United Workmen, Patrons of Husbandry (Grangers), Firemen and other benevolent fraternal co-operative societies associated or incorporated for the sole purpose of mutual protection and relief of its members, and for the payment of stipulated sums of money to the families of deceased members or for property destroyed by fire, and not for profit, are hereby declared not to be life or fire insurance companies in the sense and meaning of the insurance laws of this State, and they are exempt from the provisions of all insurance laws of this State.

Mr. Paulsen moved its adoption.

On motion of Mr. Earhart, the bill and the amendment were referred to the committee on ways and means.

Mr. Paulsen moved to suspend the rules and read house bill No. 99 the second time by title only.

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Apperson, Armstrong, Bean, Belknap, Blundell, Bowditch, Crosno, Derby, Earhart, Fell, Fisher of Polk, Fisher of Multnomah, Gambec, Geer, Gilbert, Gilham, Goodnough, Hahn, Haskell, Howard, Hume, Hunter, Jennings, Kirk, Labrie, Ladd, Layman, Laughlin, Maxwell, McCoy, Miller of Jackson, Miller of Linn, Moore, Morelock, Moss, Myers, Napton Northup, Paquet, Parker, Paulsen, Powell, Price, Ricker, Roe, Short, Stafford, Strowbridge, Thomas, Thompson, Waldo, Weed, Williamson and Wilson—54.

Nays—None.

Absent—Messrs. Condon, Crook, Harrington, Pope, Roberts, and Mr. Speaker—6.

So the rules were suspended and the bill was read the second time by title and, on motion of Mr. Paulsen, referred to the committee on assessment and taxation.

House bill No. 100 was read the second time and, on motion of Mr. Fell, referred to the committee on judiciary.

The Speaker submitted the following:

#### MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
SALEM, Oregon,  
January 29, 1889. }

*Mr. Speaker:*

I am directed by the President to inform you that the senate has passed senate bill No. 41, being a bill for an Act to amend section 2540 of the miscellaneous laws of Oregon.

And the same is herewith transmitted to you for the consideration of the house.

JOHN H. SHUPE,  
Chief Clerk.

Senate bill No. 41 was read first time and passed to its second reading.

House bill No. 101 was read the second time and, on motion of Mr. Northup, referred to the committee on judiciary.

House bill No. 102 was read the second time.

Mr. Northup moved to amend house bill No. 102 as follows:

#### FIRST AMENDMENT.

By inserting the word "war" in line 2 of section 2, after the word "Indian," in printed bill.

## SECOND AMENDMENT.

To strike out in line 8, section 2, of printed bill, the words "the amount of."

## THIRD AMENDMENT.

To strike out in line 6 of section 4 of printed bill the words "all such indigent persons" and insert in lieu thereof "and all the indigent persons named in this Act."

Which, upon his motion, was adopted.

On motion of Mr. Northup, the bill was referred to the committee of the whole, the time for consideration therein to be hereafter fixed.

The Speaker submitted the following:

## MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
SALEM, Oregon,  
January 29, 1889. }

*Mr. Speaker:*

I am directed by the President of the Senate to inform you that the senate has concurred in house joint memorial No. 3, praying that congress place Robert Williams, ordnance sergeant, upon the retired list.

And the same is herewith transmitted to you for enrollment.

JOHN H. SHUPE,  
Chief Clerk.

The hour of 3 P. M. having arrived, the house proceeded with the consideration of house joint resolution No. 5.

Mr. Hume moved to consider the resolution by sections.

Carried.

Section 1 was read, as follows:

*Resolved*, That we respectfully urge upon our Senators and Representative in congress to use their best endeavors to have a department of agriculture created, the head of which shall be a cabinet officer.

Mr. Miller of Jackson moved its adoption.

On this question the roll was called and the vote was: .

Those voting aye were:

Messrs. Apperson, Armstrong, Bean, Belknap, Blundell, Bowditch, Crosno, Derby, Earhart, Fell, Fisher of Polk, Fisher of Multnomah, Gambee, Geer, Gilbert, Gilham, Goodnough, Hahn, Harrington, Haskell, Howard, Hume, Hunter, Jennings, Kirk, Labrie, Ladd,

Laughlin, Layman, Maxwell, McCoy, Miller of Jackson, Miller of Linn, Moore, Morelock, Moss, Myers, Napton, Northup, Paquet, Parker, Paulsen, Pope, Powell, Price, Ricker, Roe, Short, Stafford, Strowbridge, Thomas, Weed, Williamson, Wilson, and Mr. Speaker—55.

Nays—Mr. Waldo.

Absent—Messrs. Condon, Crook, Roberts and Thompson—4.

So section 1 was adopted.

Section 2 was read as follows:

*Resolved*, That we are in favor of such an amendment to the constitution of the United States, that United States Senators shall be elected by direct vote of their constituents, the same as Representatives in congress are now elected.

Mr. Miller of Jackson moved its adoption.

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Apperson, Belknap, Blundell, Bowditch, Crook, Crosno, Fisher of Polk, Gambee, Hahn, Jennings, Layman, Miller of Jackson, Miller of Linn, Morelock, Moss, Myers, Paquet, Parker, Paulsen, Pope, Powell, Price, Ricker, Short, Stafford, Waldo, Wilson, and Mr. Speaker—28.

Nays—Messrs. Armstrong, Bean, Derby, Earhart, Fell, Fisher of Multnomah, Geer, Gilbert, Gilham, Goodnough, Harrington, Haskell, Howard, Hume, Hunter, Kirk, Labrie, Ladd, Laughlin, Maxwell, McCoy, Moore, Napton, Northup, Roberts, Roe, Strowbridge, Thomas, Thompson, Weed and Williamson—31.

Absent—Mr. Condon.

So the house refused to adopt section 2.

Section 3 was read as follows:

*Resolved*, That the Secretary of State be and he is hereby instructed to furnish a copy of these resolutions to each of our United States Senators and Representative in congress.

Mr. Northup moved to amend by striking out the words "these resolutions" and inserting "this resolution."

Carried.

Mr. Apperson moved that the resolution as amended be adopted.

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Apperson, Armstrong, Bean, Belknap, Blundell, Bowditch, Crook, Crosno, Derby, Earhart, Fell, Fisher of Polk, Fisher of Multnomah, Gambee, Geer, Gilbert, Gilham, Goodnough, Hahn, Harrington, Haskell, Howard, Hume, Hunter, Jennings, Kirk, Ladd, Laughlin, Layman, Maxwell, McCoy, Miller of Jackson, Miller of Linn, Moore, Morelock, Moss, Myers, Napton, Northup,

Parker, Paulsen, Pope, Powell, Price, Ricker, Roberts, Roc, Short, Stafford, Strowbridge, Thomas, Thompson, Weed, Williamson, Wilson, and Mr. Speaker—56.

Nays—Mr. Waldo.

Absent—Messrs. Condon, Labrie and Paquet—3.

So the resolution as amended was adopted.

The Speaker submitted the following:

#### MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
SALEM, Oregon,  
January 29, 1889. }

*Mr. Speaker :*

I am directed by the President to inform you that the senate has concurred in house joint resolution No. 7, relating to the distribution of the senate and house journals and session laws of the fifteenth session of the Oregon legislature.

And the same is herewith transmitted for enrollment.

JOHN H. SHUPE,  
Chief Clerk.

#### MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
SALEM, Oregon,  
January 29, 1889. }

*Mr. Speaker :*

I am directed by the President to inform you that the senate has concurred in House joint memorial No. 9, relating to the Umatilla reservation.

And the same is herewith transmitted for enrollment.

JOHN H. SHUPE,  
Chief Clerk.

The committee on engrossed bills submitted the following:

#### REPORT.

HOUSE OF REPRESENTATIVES,  
SALEM, Oregon,  
January 29, 1889. }

*Mr. Speaker :*

Your committee on engrossed bills, to whom was referred house

bill No. 25, beg leave to report the same back to the house as correctly engrossed.

J. H. ROBERTS,  
Chairman.

The Speaker submitted the following:

MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
SALEM, Oregon,  
January 29, 1889. }

*Mr. Speaker :*

I am directed by the President to inform you that the senate has passed house bill No. 14, being an Act to change the name of the town of Averill, Coos county, Oregon, to Bandon.

And the same is herewith transmitted to you for enrollment.

JOHN H. SHUPE,  
Chief Clerk.

MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
SALEM, Oregon,  
January 29, 1889. }

*Mr. Speaker :*

I am directed by the President to inform you that the senate has passed house bill No. 52, being an Act to declare who are magistrates.

And the same is herewith transmitted to you for enrollment.

JOHN H. SHUPE,  
Chief Clerk.

MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
SALEM, Oregon,  
January 29, 1889. }

*Mr. Speaker :*

I am directed by the President to inform you that the senate has passed house bill No. 60 with the following amendment: By prefixing the word and figure, "Section 1," to first line of printed bill.

And the same is herewith transmitted to you for the consideration of the house.

JOHN H. SHUPE,  
Chief Clerk.



Mr. Maxwell moved that the house concur in the amendment.  
Carried.

The Speaker resumed the chair.

Mr. Harrington moved to suspend the rules and read house bill No. 103 the second time by title only.

On this question the roll was called and the vote was :

Those voting aye were :

Messrs. Apperson, Armstrong, Bean, Belknap, Blundell, Bowditch, Crook, Derby, Earhart, Fell, Fisher of Polk, Fisher of Multnomah, Gambee, Geer, Gilbert, Gilham, Goodnough, Hahn, Harrington, Haskell, Howard, Hume, Hunter, Jennings, Kirk, Ladd, Laughlin, Layman, Maxwell, McCoy, Miller of Linn, Moore, Morelock, Moss, Myers, Napton, Northup, Paquet, Parker, Paulsen, Pope, Powell, Price, Ricker, Roe, Short, Stafford, Strowbridge, Thomas, Thompson, Waldo, Weed, Williamson, Wilson, and Mr. Speaker—55.

Nays—None.

Absent—Messrs. Condon, Crosno, Labrie, Miller of Jackson and Roberts—5.

So the rules were suspended and the bill was read the second time by title and, on motion of Mr. Northup, referred to the committee on commerce.

House bill No. 104 was read the second time and, on motion of Mr. Kell, referred to the committee on education.

Mr. Powell moved to suspend the rules and read house bill No. 105 the second time by title only.

On this question the roll was called and the vote was :

Those voting aye were :

Messrs. Apperson, Armstrong, Bean, Belknap, Blundell, Crook, Crosno, Derby, Earhart, Fell, Fisher of Polk, Fisher of Multnomah, Gambee, Geer, Gilbert, Gilham, Goodnough, Hahn, Harrington, Haskell, Howard, Hume, Hunter, Jennings, Kirk, Labrie, Ladd, Laughlin, Layman, Maxwell, McCoy, Miller of Jackson, Miller of Linn, Moore, Morelock, Moss, Myers, Napton, Northup, Paquet, Parker, Paulsen, Pope, Powell, Ricker, Roe, Short, Stafford, Strowbridge, Thomas, Thompson, Waldo, Weed, Williamson, Wilson, and Mr. Speaker—56.

Nays—None.

Absent—Messrs. Bowditch, Condon, Price and Roberts—4.

So the rules were suspended and the bill was read the second time by title and, on motion of Mr. Powell, referred to the committee on roads and highways.

Mr. Powell moved to adjourn.

Lost.

House bill No. 106 was read the second time and, on motion of Mr. Paquet, considered engrossed and ordered to third reading.

Mr. Gambee moved to suspend the rules and read house bill No. 107 the second time by title only.

On this question the roll was called and the vote was :

Those voting aye were :

Messrs. Apperson, Armstrong, Bean, Belknap, Blundell, Bowditch, Derby, Earhart, Fell, Fisher of Polk, Fisher of Multnomah, Gambee, Geer, Gilbert, Gilham, Goodnough, Hahn, Harrington, Haskell, Howard, Hume, Hunter, Jennings, Kirk, Ladd, Labrie, Laughlin, Layman, Maxwell, McCoy, Miller of Jackson, Miller of Linn, Moore, Morelock, Moss, Myers, Napton, Northup, Paquet, Parker, Paulsen, Pope, Powell, Price, Ricker, Roe, Short, Stafford, Strowbridge, Thomas, Thompson, Waldo, Weed, Williamson, Wilson, and Mr. Speaker—56.

Nays—None.

Absent—Messrs. Condon, Crook, Crosno and Roberts—4.

So the rules were suspended and the bill was read the second time by title and, on motion of Mr. Hahn, referred to the committee on corporations.

Mr. Bean moved to suspend the rules and read house bill No. 108 the second time by title only.

On this question the roll was called and the vote was :

Those voting aye were :

Messrs. Apperson, Armstrong, Bean, Belknap, Blundell, Bowditch, Crook, Crosno, Derby, Fell, Fisher of Polk, Fisher of Multnomah, Gambee, Geer, Gilbert, Gilham, Goodnough, Hahn, Harrington, Haskell, Howard, Hume, Hunter, Jennings, Kirk, Labrie, Ladd, Laughlin, Layman, Maxwell, McCoy, Miller of Linn, Moore, Morelock, Moss, Myers, Napton, Northup, Paquet, Parker, Paulsen, Pope, Powell, Price, Ricker, Roe, Short, Stafford, Strowbridge, Thomas, Thompson, Waldo, Weed, Williamson, Wilson, and Mr. Speaker—56.

Nays—None.

Absent—Messrs. Condon, Earhart, Miller of Jackson, and Roberts—4.

So the rules were suspended and the bill was read the second time by title and, on motion of Mr. Bean, was ordered engrossed and to third reading to-morrow.

House bill No. 109 was read the second time and Mr. Thompson moved that the bill be considered engrossed and read the third time now.

On this question the roll was called and the vote was :

Those voting aye were :

Messrs. Apperson, Armstrong, Bean, Belknap, Blundell, Crook, Crosno, Derby, Earhart, Fell, Fisher of Polk, Fisher of Multnomah, Gambee, Geer, Gilbert, Gilham, Goodnough, Hahn, Harrington, Haskell, Howard, Hume, Hunter, Kirk, Labrie, Ladd, Laughlin, Layman, McCoy, Miller of Jackson, Miller of Linn, Moore, Morelock, Moss, Myers, Napton, Northup, Paquet, Parker, Paulsen, Pope, Powell, Price, Ricker, Short, Stafford, Strowbridge, Thomas, Thompson, Waldo, Weed, Williamson, Wilson, and Mr. Speaker—54.

Nays—None.

Absent—Messrs. Bowditch, Condon, Jennings, Maxwell, Roberts and Roe—6.

So the rules were suspended and the bill was read the third time.

“Shall the bill pass?”

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Apperson, Armstrong, Bean, Belknap, Blundell, Crook, Crosno, Derby, Earhart, Fell, Fisher of Polk, Fisher of Multnomah, Gambee, Geer, Gilbert, Gilham, Goodnough, Hahn, Harrington, Haskell, Howard, Hume, Hunter, Jennings, Kirk, Ladd, Laughlin, Layman, Maxwell, McCoy, Miller of Jackson, Miller of Linn, Moore, Morelock, Myers, Napton, Northup, Paquet, Parker, Paulsen, Pope, Powell, Price, Ricker, Roe, Short, Stafford, Strowbridge, Thomas, Thompson, Waldo, Weed, Williamson, Wilson, and Mr. Speaker—55.

Nays—None.

Absent—Messrs. Bowditch, Condon, Labrie, Moss and Roberts—5.

So the bill passed, and there being no objection, the title of the bill stood as the title of the Act.

Mr. Hume moved to suspend the rules and read house bill No. 110 the second time by title only.

The roll was called.

Mr. Blundell moved to adjourn.

Carried, and the house adjourned.

WEDNESDAY, JANUARY 30, 1889.

MORNING SESSION.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
January 30, 1889. }

House called to order at 10 o'clock A. M., Mr. Speaker in the chair.

The roll was called and all the members answered to their names except Messrs. Miller of Jackson and Thomas, who were absent.

On motion of Mr. Wilson, the reading of the journal of yesterday was dispensed with.

On motion of Mr. Apperson, the courtesies of the house were extended to Hon. Arthur Warner [Miller], and he was invited to a seat within the bar.

On motion of Mr. Paquet, Hon. W. L. White, ex-Chief Clerk of the house, was invited to a seat within the bar.

The business pending before the house adjourned on yesterday was the announcement of the vote on the suspension of the rules to read house bill No. 110 the second time by title, which was:

Those voting aye were:

Messrs. Apperson, Armstrong, Bean, Belknap, Blundell, Bowditch, Crook, Crosno, Derby, Fell, Fisher of Polk, Fisher of Multnomah, Gambee, Geer, Gilbert, Gilham, Goodnough, Hahn, Harrington, Haskell, Howard, Hume, Hunter, Jennings, Kirk, Ladd, Laughlin, Layman, Maxwell, McCoy, Miller of Jackson, Miller of Linn, Moore, Morelock, Moss, Myers, Napton, Northup, Paquet, Parker, Paulsen, Pope, Powell, Price, Ricker, Roe, Short, Stafford, Strowbridge, Thomas, Thompson, Waldo, Weed, Williamson, Wilson, and Mr. Speaker—56.

Nays—None.

Absent—Messrs. Condon, Earhart, Labrie and Roberts—4.

So the rules were suspended and house bill No. 110 was read the second time by title and, on motion of Mr. Hume, referred to the committee on judiciary.

The Speaker announced as special committee under house joint resolution No. 2, to investigate the acts of fish commissioners: Messrs. Hahn, Crook and Bowditch.

Mr. Thompson moved to suspend the rules and read house bill No. 111 the second time by title only.

On this question the roll was called and the vote was:

Those voting aye were :

Messrs. Apperson, Armstrong, Bean, Belknap, Blundell, Condon, Crook, Crosno, Derby, Earhart, Fell, Fisher of Polk, Fisher of Multnomah, Gambee, Geer, Gilbert, Gilham, Goodnough, Hahn, Harrington, Haskell, Howard, Hume, Hunter, Jennings, Kirk, Labrie, Ladd, Laughlin, Layman, Maxwell, McCoy, Miller of Jackson, Miller of Linn, Moore, Morelock, Moss, Myers, Napton, Northup, Paquet, Parker, Paulsen, Pope, Powell, Ricker, Roberts, Short, Stafford, Strowbridge, Thompson, Waldo, Weed, Williamson, Wilson, and Mr. Speaker—56.

Nays—None.

Absent—Messrs. Bowditch, Price, Roe and Thomas—4.

So the rules were suspended and the bill was read the second time by title and, on motion of Mr. Thompson, referred to the committee on agriculture.

By unanimous consent, Mr. Apperson submitted the following :

#### REPORT.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
January 30, 1889. }

*Mr. Speaker :*

The special joint committee of the two houses, to whom was referred the communication of the secretary of the Oregon pioneer society relating to the presentation of the oil painting of Dr. McLoughlin to the State of Oregon, and to make necessary arrangements therefor, would recommend that the following programme be adopted and carried out :

First—That the two houses meet in joint convention in the house of representatives on Tuesday evening, February 5, 1889, at 7:30 o'clock.

Second—That Hon. John Minto of Salem, representing the pioneer society, make the presentation address.

Third—That His Excellency Governor Pennoyer, on behalf of the State, address of acceptance.

Fourth—Adjourn.

Respectfully submitted,

J. T. APPERSON,  
Special Committee on part of the House.

On motion of Mr. Apperson, the report was adopted.

On motion of Mr. Belknap, Hon. C. E. Moore was invited to a seat within the bar.

House bill No. 112 was read the second time and, on motion of Mr. Northup, referred to the committee on commerce.

Mr. Gilbert moved to suspend the rules and read house bill No. 113 the second time by title only.

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Apperson, Armstrong, Bean, Belknap, Blundell, Condon, Crook, Crosno, Derby, Earhart, Fell, Fisher of Polk, Fisher of Multnomah, Gambee, Geer, Gilbert, Gilham, Goodnough, Hahn, Harrington, Haskell, Howard, Hume, Hunter, Jennings, Kirk, Labrie, Ladd, Laughlin, Layman, Maxwell, McCoy, Miller of Linn, Moore, Morelock, Moss, Napton, Northup, Paquet, Parker, Paulsen, Pope, Powell, Price, Ricker, Roberts, Roe, Short, Stafford, Strowbridge, Thompson, Waldo, Weed, Williamson, Wilson, and Mr. Speaker—56.

Nays—None.

Absent—Messrs. Bowditch, Miller of Jackson, Myers and Thomas—4.

So the rules were suspended and house bill No. 113 was read the second time by title.

Mr. Gilbert submitted the following:

#### AMENDMENT.

Strike out all of section 8 after the word "physician" in the fourth line.

Mr. Jennings moved to refer the bill and amendment to the committee on assessment and taxation.

Lost.

Mr. Fisher moved the amendment be adopted.

Mr. Ladd moved to refer the bill with the amendment to the committee on elections.

Which motion prevailed.

House bill No. 114 was read the second time and, on motion of Mr. Condon, referred to the committee on judiciary.

Mr. Condon moved to suspend the rules and read house bill No. 115 the second time by title only.

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Apperson, Armstrong, Bean, Belknap, Blundell, Condon, Crosno, Derby, Earhart, Fell, Fisher of Polk, Fisher of Multnomah, Gambee, Geer, Gilbert, Gilham, Goodnough, Hahn, Harrington, Haskell, Howard, Hume, Hunter, Jennings, Kirk, Labrie, Ladd, Laughlin, Layman, Maxwell, McCoy, Miller of Linn, Moore,

Morelock, Moss, Napton, Northup, Paquet, Parker, Paulsen, Pope, Powell, Price, Ricker, Roberts, Roe, Short, Stafford, Strowbridge, Thomas, Thompson, Waldo, Weed, Williamson, Wilson, and Mr. Speaker—56.

Nays—None.

Absent—Messrs. Bowditch, Crook, Miller of Jackson and Myers—4.

So the rules were suspended and the bill was read the second time by title and, on motion of Mr. Condon, ordered engrossed and passed to third reading.

The Speaker submitted the following:

#### MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
SALEM, Oregon,  
January 30, 1889. }

*Mr. Speaker :*

I am directed by the President to inform you that the senate has adopted senate joint resolution No. 1, providing that the State School Superintendent shall collect information relative to educational affairs and report at the next biennial session.

And the same is herewith transmitted to you for the consideration of the house.

JOHN H. SHUPE,  
Chief Clerk.

Senate joint resolution No. 1 was read and, on motion of Mr. Thompson, referred to the committee on education.

House bill No. 116 was read the second time and, on motion of Mr. Hume, referred to the committee on judiciary.

House bill No. 117 was read the second time and, on motion of Mr. Jennings, referred to the committee on assessment and taxation.

House bill No. 118 was read the second time and, on motion of Mr. Moss, referred to the committee on counties.

Mr. Ladd moved to suspend the rules and read house bill No. 119 the second time by title only.

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Apperson, Armstrong, Bean, Belknap, Blundell, Condon, Crosno, Derby, Earhart, Fell, Fisher of Polk, Fisher of Multnomah, Gambee, Geer, Gilbert, Gilham, Goodnough, Hahn, Haskell, Howard, Hume, Hunter, Jennings, Kirk, Labrie, Ladd, Laughlin, Layman, Maxwell, McCoy, Miller of Jackson, Miller

of Linn, Moore, Morelock, Moss, Myers, Napton, Northup, Paquet, Parker, Paulsen, Pope, Ricker, Roe, Short, Stafford, Strowbridge, Thomas, Thompson, Waldo, Weed, Williamson, Wilson, and Mr. Speaker—54.

Nays—None.

Absent—Messrs. Bowditch, Crook, Harrington, Powell, Price and Roberts—6.

So the rules were suspended and the bill was read the second time by title and, on motion of Mr. Derby, referred to the committee on agriculture.

By unanimous consent, Mr. Fell withdrew house bill No. 120.

Mr. Williamson moved to suspend the rules and read house bill No. 121 the second time by title only.

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Apperson, Armstrong, Bean, Belknap, Blundell, Condon, Crook, Crosno, Derby, Earhart, Fell, Fisher of Polk, Fisher of Multnomah, Gambee, Geer, Gilbert, Gilham, Goodnough, Hahn, Harrington, Haskell, Howard, Hunter, Kirk, Labrie, Laughlin, Layman, Maxwell, McCoy, Miller of Jackson, Miller of Linn, Moore, Morelock, Moss, Myers, Napton, Northup, Paquet, Parker, Paulsen, Pope, Powell, Ricker, Short, Stafford, Strowbridge, Thomas, Thompson, Waldo, Weed, Williamson, Wilson, and Mr. Speaker—53.

Nays—None.

Absent—Messrs. Bowditch, Hume, Jennings, Ladd, Price, Roberts and Roe—7.

So the rules were suspended and the bill was read the second time by title and, on motion of Mr. Williamson, referred to the committee on counties.

House bill No. 122 was read the second time and, on motion of Mr. Haskell, referred to the committee on agriculture.

House bill No. 123 was read the second time and, on motion of Mr. Gambee, referred to the committee on assessment and taxation.

House bill No. 124 was read the second time and, on motion of Mr. Napton, ordered engrossed and passed to third reading.

House bill No. 125 was read the second time and, on motion of Mr. Paulsen, referred to the committee on railways and transportation.

Mr. Layman moved to suspend the rules and read house bill No. 126 the second time by title only.

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Apperson, Armstrong, Bean, Belknap, Blundell, Condon, Crook, Crosno, Derby, Earhart, Fell, Fisher of Polk, Fisher of Mult-



nomah, Geer, Gilbert, Gilham, Goodnough, Hahn, Haskell, Howard, Hunter, Jennings, Kirk, Labrie, Ladd, Laughlin, Layman, Maxwell, McCoy, Miller of Jackson, Miller of Linn, Moore, Morelock, Moss, Myers, Napton, Northup, Paquet, Parker, Paulsen, Pope, Powell, Ricker, Short, Stafford, Strowbridge, Thomas, Thompson, Waldo, Weed, Williamson, Wilson, and Mr. Speaker—53.

Nays—None.

Absent—Messrs. Bowditch, Gambee, Harrington, Hume, Price, Roberts and Roe—7.

So the rules were suspended and house bill No. 126 was read the second time by title.

Mr. Layman presented a remonstrance to house bill No. 126 and, on his motion, the bill, with the remonstrance, was referred to the committee on corporations.

Mr. Layman moved to suspend the rules and read house bill No. 127 the second time by title only.

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Apperson, Armstrong, Bean, Belknap, Blundell, Condon, Crook, Crosno, Derby, Earhart, Fell, Fisher of Polk, Fisher of Multnomah, Gambee, Gilbert, Gilham, Goodnough, Hahn, Harrington, Haskell, Howard, Hunter, Kirk, Labrie, Ladd, Laughlin, Layman, Maxwell, McCoy, Miller of Linn, Moore, Morelock, Moss, Myers, Napton, Northup, Paquet, Parker, Paulsen, Pope, Powell, Ricker, Roe, Short, Stafford, Strowbridge, Thomas, Thompson, Waldo, Weed, Williamson, Wilson, and Mr. Speaker—53.

Nays—None.

Absent—Messrs. Bowditch, Geer, Hume, Jennings, Miller of Jackson, Price and Roberts—7.

So the rules were suspended and the bill was read the second time by title and, on motion of Mr. Layman, referred to the committee on agriculture.

Mr. Gambee moved to suspend the rules and read house bill No. 128 the second time by title only.

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Apperson, Armstrong, Bean, Belknap, Blundell, Bowditch, Condon, Crook, Crosno, Derby, Earhart, Fell, Fisher of Polk, Fisher of Multnomah, Gambee, Geer, Gilbert, Gilham, Goodnough, Hahn, Harrington, Haskell, Howard, Hunter, Jennings, Kirk, Labrie, Ladd, Laughlin, Layman, Maxwell, McCoy, Miller of Jackson, Miller of Linn, Moore, Morelock, Moss, Myers, Napton, Paquet, Parker, Paulsen, Pope, Powell, Ricker, Roberts, Roe, Short, Stafford, Strowbridge, Thomas, Thompson, Waldo, Weed, Williamson, Wilson, and Mr. Speaker—57.

Nays—None.

Absent—Messrs. Hume, Northup and Price—3.

So the rules were suspended and the bill was read the second time by title and, on motion of Mr. Gambee, referred to the committee on assessment and taxation.

On motion of Mr. Condon, the vote by which house bill No. 115 was ordered engrossed was reconsidered.

On motion of Mr. Condon, house bill No. 115 was referred to a special committee of the Lane county delegation for amendment, with leave to report at any time.

The committee on engrossed bills submitted the following:

#### REPORT.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
January 30, 1889. }

*Mr. Speaker:*

Your committee on engrossed bills respectfully report house bills Nos. 69 and 12 correctly engrossed.

J. H. ROBERTS,  
Chairman.

By unanimous consent, Mr. Armstrong withdrew house bill No. 129, which had been read the first time January 22, and was allowed to substitute amended house bill No. 129, which was read the first time.

Mr. Armstrong moved to suspend the rules and read house bill No. 129 the second time now.

Mr. Apperson moved to amend by ordering new house bill No. 129 printed, which motion prevailed, and the motion as amended was adopted.

Mr. Price moved to suspend the rules and read house bill No. 130 the second time by title only.

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Apperson, Armstrong, Bean, Belknap, Blundell, Bowditch, Condon, Crook, Crosno, Derby, Fisher of Polk, Fisher of Multnomah, Geer, Gilbert, Gilham, Goodnough, Hahn, Harrington, Haskell, Howard, Hume, Hunter, Jennings, Kirk, Labrie, Ladd, Laughlin, Layman, Maxwell, McCoy, Miller of Jackson, Miller of Linn, Moore, Morelock, Myers, Napton, Northup, Paquet, Parker, Paulsen, Pope, Powell, Price, Roe, Short, Stafford, Strowbridge, Thomas, Thompson, Waldo, Weed, Williamson, Wilson, and Mr. Speaker—54.

Nays—None.

Absent—Messrs. Earhart, Fell, Gambee, Moss, Ricker and Roberts—6.

So the rules were suspended and the bill was read the second time by title and, on motion of Mr. Price, referred to the committee on judiciary.

Mr. Belknap moved to suspend the rules and read house bill No. 131 the second time by title only.

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Apperson, Armstrong, Bean, Belknap, Blundell, Bowditch, Condon, Crook, Crosno, Derby, Fell, Fisher of Polk, Fisher of Multnomah, Gilbert, Gilham, Goodnough, Hahn, Harrington, Haskell, Howard, Hunter, Jennings, Kirk, Labrie, Ladd, Laughlin, Layman, Maxwell, McCoy, Miller of Jackson, Miller of Linn, Moore, Morelock, Myers, Napton, Northup, Paquet, Parker, Paulsen, Pope, Powell, Price, Ricker, Roe, Short, Stafford, Strowbridge, Thomas, Thompson, Waldo, Weed, Williamson, Wilson, and Mr. Speaker—54.

Nays—None.

Absent—Messrs. Earhart, Gambee, Geer, Hume, Moss and Roberts—6.

So the rules were suspended and the bill was read the second time by title and, on motion of Mr. Belknap, referred to the committee on assessment and taxation.

Mr. Napton moved to suspend the rules and read house bill No. 132 the second time by title only.

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Apperson, Armstrong, Bean, Belknap, Blundell, Condon, Crosno, Derby, Earhart, Fisher of Polk, Fisher of Multnomah, Gambee, Geer, Gilbert, Gilham, Goodnough, Hahn, Harrington, Haskell, Howard, Hume, Hunter, Jennings, Kirk, Labrie, Ladd, Laughlin, Layman, Maxwell, McCoy, Miller of Jackson, Miller of Linn, Moore, Morelock, Moss, Myers, Napton, Northup, Paquet, Parker, Pope, Powell, Price, Ricker, Roe, Short, Stafford, Strowbridge, Thomas, Thompson, Waldo, Weed, Williamson, Wilson, and Mr. Speaker—55.

Nays—None.

Absent—Messrs. Bowditch, Crook, Fell, Paulsen and Roberts—5.

So the rules were suspended and the bill was read the second time by title and, on motion of Mr. Napton, referred to the committee on corporations.

House bill No. 133 was read the second time and, on motion of Mr. Miller of Jackson, referred to the committee on military affairs.

House bill No. 134 was read the second time and, on motion of Mr. Blundell, referred to the committee on ways and means.

Mr. Powell moved to suspend the rules and read house bill No. 135 the second time by title only.

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Apperson, Armstrong, Bean, Belknap, Bowditch, Condon, Crook, Crosno, Derby, Earhart, Fisher of Polk, Fisher of Multnomah, Geer, Gilbert, Gilham, Goodnough, Hahn, Harrington, Haskell, Howard, Hume, Hunter, Jennings, Kirk, Ladd, Laughlin, Layman, Maxwell, McCoy, Miller of Jackson, Miller of Linn, Moore, Morelock, Moss, Myers, Napton, Northup, Paquet, Parker, Paulsen, Pope, Powell, Price, Ricker, Roe, Short, Stafford, Strowbridge, Thomas, Waldo, Weed, Williamson, Wilson, and Mr. Speaker—54.

Nays—None.

Absent—Messrs. Blundell, Fell, Gambee, Labrie, Roberts and Thompson—6.

So the rules were suspended and the bill was read the second time by title and, on motion of Mr. Powell, referred to the committee on corporations.

House bill No. 136 was read the second time and, on motion of Mr. Fisher of Polk, referred to the committee on elections.

House bill No. 137 was read the second time and, on motion of Mr. Geer, referred to the committee on education.

House bill No. 138 was read the second time and, on motion of Mr. Napton, referred to the committee on judiciary.

Mr. Price moved to suspend the rules and read house bill No. 139 the second time by title only.

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Apperson, Armstrong, Bean, Belknap, Condon, Crosno, Derby, Earhart, Fell, Fisher of Polk, Fisher of Multnomah, Geer, Gilbert, Gilham, Goodnough, Hahn, Harrington, Haskell, Howard, Hume, Hunter, Jennings, Kirk, Labrie, Ladd, Laughlin, Layman, Maxwell, McCoy, Miller of Jackson, Miller of Linn, Moore, Morelock, Moss, Myers, Napton, Northup, Paquet, Parker, Paulsen, Pope, Powell, Price, Ricker, Roberts, Roe, Short, Stafford, Strowbridge, Thomas, Thompson, Waldo, Weed, Williamson, Wilson, and Mr. Speaker—56.

Nays—None.

Absent—Messrs. Blundell, Bowditch, Crook and Gambee—4.

So the rules were suspended and the bill was read the second time by title and, on motion of Mr. Price, referred to the Jackson county delegation, with leave to report at any time.

House bill No. 140 was read the second time and, on motion of Mr. Roc, referred to the committee on judiciary.

House bill No. 141 was read the second time and, on motion of Mr. Harrington, referred to the committee on judiciary.

House bill No. 142 was read the second time and, on motion of Mr. Thompson, further consideration of the bill was indefinitely postponed.

House bill No. 143 was read the second time and, on motion of Mr. Condon, referred to the committee on judiciary.

House bill No. 144 was read the second time and, on motion of Mr. Gilbert, referred to the committee on roads and highways.

House bill No. 145 was read the second time and, on motion of Mr. Gilbert, referred to the committee on ways and means.

Mr. Hume moved to suspend the rules and read house bill No. 146 the second time by title only.

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Apperson, Armstrong, Bean, Belknap, Blundell, Condon, Crook, Crosno, Derby, Earhart, Fell, Fisher of Polk, Fisher of Multnomah, Gambee, Geer, Gilbert, Gilham, Goodnough, Hahn, Harrington, Haskell, Howard, Hume, Hunter, Kirk, Labrie, Ladd, Laughlin, Layman, McCoy, Miller of Jackson, Miller of Linn, Moore, Morelock, Moss, Myers, Napton, Northup, Paquet, Parker, Paulsen, Pope, Powell, Price, Ricker, Roe, Short, Stafford, Strowbridge, Thomas, Thompson, Waldo, Weed, Williamson, Wilson, and Mr. Speaker—56.

Nays—None.

Absent—Messrs. Bowditch, Jennings, Maxwell and Roberts—4.

So the rules were suspended, the bill was read the second time by title and, on motion of Mr. Hume, referred to the committee on judiciary.

House bill No. 147 was read the second time and, on motion of Mr. Crosno, referred to the committee on commerce.

House bill No. 148 was read the second time and, on motion of Mr. Short, referred to the committee on alcoholic traffic.

House bill No. 149 was read the second time and, on motion of Mr. Geer, referred to the committee on railways and transportation.

On motion of Mr. Miller of Jackson, Judge J. R. Neal was invited to a seat within the bar.

On motion of Mr. Crosno, Judge Bean was invited to a seat within the bar.

On motion of Mr. Northup, the house adjourned.

## AFTERNOON SESSION.

House called to order at 2 o'clock P. M., Mr. Speaker in the chair.

The roll was called and Messrs. Bowditch, Fell, McCoy and Thomas were absent.

Mr. Northup moved that at 3:30 to-day the house resolve itself into a committee of the whole and consider house bill No. 102.

Carried.

On motion of Mr. Blundell, Hon. W. H. Biggs was invited to a seat within the bar.

The special committee to whom was referred house bill No. 115, with leave to report at any time, submitted the following:

## REPORT.

HOUSE OF REPRESENTATIVES,  
SALEM, Oregon,  
January 30, 1889. }

*Mr. Speaker:*

We, your committee to whom was referred house bill No. 115, with leave to report at any time, would hereby report that we have had the same under consideration and would recommend that the same do pass, with the following amendments:

## FIRST AMENDMENT.

By striking out all of the last two lines of section 2 of said bill and inserting in lieu thereof the following: "thence east to the county road from Eugene to the Masonic cemetery, thence north to a point due west of the place of beginning, thence east to the place of beginning."

## SECOND AMENDMENT.

By adding to subdivision 18, section 52, the following: "*provided*, that no license for the sale of spirituous, malt or vinous liquors shall be issued for any less amount than is or may be provided by the general laws of the State in force at the time of the issuance thereof."

S. W. CONDON,  
Chairman Special Committee.

Mr. Harrington moved that the report of the committee with the amendments be adopted.

Carried.

The following amendment was also submitted:

House bill No. 115, by Mr. Condon, incorporating Eugene City, Oregon.

I move to amend by striking out all of section 112, relating to exemption of bonds.

A. C. JENNINGS,  
J. M. STAFFORD.

Mr. Jennings moved its adoption.

After a spirited discussion, Messrs. Jennings and Bowditch demanded the yeas and nays.

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Belknap, Blundell, Bowditch, Crook, Derby, Fisher of Polk, Goodnough, Hahn, Howard, Jennings, Labrie, Laughlin, Miller of Linn, Moore, Morelock, Myers, Napton, Parker, Paulsen, Pope, Powell, Price, Short, Stafford and Waldo—25.

Nays—Messrs. Apperson, Armstrong, Bean, Condon, Crosno, Earhart, Fell, Fisher of Multnomah, Gambee, Geer, Gilbert, Gilham, Harrington, Haskell, Hume, Hunter, Kirk, Ladd, Layman, Maxwell, McCoy, Moss, Northup, Paquet, Ricker, Roe, Strowbridge, Thomas, Thompson, Weed, Williamson, Wilson, and Mr. Speaker—33.

Absent—Messrs. Miller of Jackson, and Roberts—2.

So the house refused to adopt the amendment.

On motion of Mr. Condon, the bill was ordered engrossed and passed to its third reading.

The committee on engrossed bills submitted the following:

#### REPORT.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
January 30, 1889. }

*Mr. Speaker:*

Your committee on engrossed bills respectfully report house bill No. 7 correctly engrossed.

J. H. ROBERTS,  
Chairman.

The committee on enrolled bills submitted the following:

## REPORT.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
January 30, 1889. }

*Mr. Speaker :*

Your committee on enrolled bills respectfully report house bill No. 60 correctly enrolled.

S. W. CONDON,  
Chairman.

The Speaker announced that he was about to sign house bill No. 60, and soon thereafter stated that he had signed it.

The Speaker submitted the following:

## MESSAGE FROM THE SENATE.

SENATE CHAMBER, }  
SALEM, Oregon, }  
January 30, 1889. }

*Mr. Speaker :*

I am directed by the President to inform you that the senate has adopted senate joint memorial No. 4, praying congress to classify public lands.

And the same is herewith transmitted to you for the consideration of the house.

JOHN H. SHUPE,  
Chief Clerk.

Senate joint memorial No. 4 was read and, on motion of Mr. Ricker, the house concurred.

The Speaker submitted the following:

## MESSAGE FROM THE SENATE.

SENATE CHAMBER, }  
SALEM, Oregon, }  
January 30, 1889. }

*Mr. Speaker :*

I am directed by the President to inform you that the senate has concurred in house joint memorial No. 4, praying congress for the immediate survey of certain public lands.

And the same is herewith transmitted to you for enrollment.

JOHN H. SHUPE,  
Chief Clerk.



Mr. Geer moved to suspend the rules and read house bill No. 150 the second time by title.

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Apperson, Armstrong, Bean, Belknap, Blundell, Condon, Crook, Crosno, Derby, Earhart, Fell, Fisher of Polk, Fisher of Multnomah, Gambee, Geer, Gilbert, Gilham, Goodnough, Hahn, Howard, Hume, Hunter, Jennings, Kirk, Labrie, Laughlin, Layman, Maxwell, McCoy, Miller of Jackson, Miller of Linn, Moore, Morelock, Moss, Myers, Napton, Northup, Paquet, Parker, Paulsen, Pope, Powell, Ricker, Roc, Short, Stafford, Strowbridge, Thomas, Waldo, Weed, Wilson, and Mr. Speaker—52.

Nays—None.

Absent—Messrs. Bowditch, Harrington, Haskell, Ladd, Price, Roberts, Thompson and Williamson—8.

So the rules were suspended, the bill was read the second time by title and, on motion of Mr. Geer, referred to the committee on education.

House bill No. 151 was read the second time and, on motion of Mr. Gilbert, referred to the judiciary committee.

Mr. Fell moved to suspend the rules and read house bill No. 152 the second time by title.

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Apperson, Armstrong, Bean, Blundell, Bowditch, Condon, Crook, Crosno, Derby, Earhart, Fell, Fisher of Polk, Fisher of Multnomah, Gambee, Geer, Gilbert, Gilham, Goodnough, Hahn, Haskell, Howard, Hume, Hunter, Kirk, Labrie, Ladd, Laughlin, Layman, Maxwell, McCoy, Miller of Jackson, Miller of Linn, Moore, Morelock, Moss, Myers, Napton, Northup, Paquet, Parker, Paulsen, Pope, Powell, Price, Ricker, Short, Stafford, Strowbridge, Thomas, Thompson, Waldo, Weed, Williamson, Wilson, and Mr. Speaker—55.

Nays—None.

Absent—Messrs. Belknap, Harrington, Jennings, Roberts and Roc—5.

So the rules were suspended, the bill was read the second time by title, and, on motion of Mr. Fell, referred to the committee on railways and transportation.

House bill No. 153 was read the second time and, on motion of Mr. Condon, referred to the committee on judiciary.

House bill No. 154 was read the second time and, on motion of Mr. R. A. Miller, considered engrossed and ordered to its third reading.

House bill No. 155 was read the second time and, on motion of Mr. Geer, referred to the committee on roads and highways.

On motion of Mr. Northup, the house proceeded with the second reading of house incorporation bills that had not been printed.

Mr. Kirk moved to suspend the rules and read house bill No. 157 the second time by title.

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Apperson, Armstrong, Bean, Belknap, Bowditch, Condon, Crosno, Derby, Fell, Fisher of Polk, Fisher of Multnomah, Gambee, Geer, Gilbert, Gilham, Goodnough, Hahn, Harrington, Haskell, Howard, Hume, Hunter, Jennings, Kirk, Labrie, Ladd, Laughlin, Layman, Maxwell, McCoy, Miller of Jackson, Miller of Linn, Moore, Morelock, Moss, Myers, Napton, Northup, Paquet, Parker, Paulsen, Pope, Powell, Price, Ricker, Roe, Short, Stafford, Strowbridge, Thomas, Thompson, Waldo, Weed, Williamson, Wilson, and Mr. Speaker—56.

Nays—None.

Absent—Messrs. Blundell, Crook, Earhart and Roberts—4.

So the rules were suspended, the bill was read the second time by title and, on motion of Mr. Kirk, referred to the committee on corporations.

Mr. Fisher of Multnomah moved to suspend the rules and read house bill No. 194 the second time by title.

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Apperson, Armstrong, Bean, Belknap, Bowditch, Condon, Crosno, Derby, Fell, Fisher of Polk, Fisher of Multnomah, Gambee, Gilbert, Gilham, Goodnough, Hahn, Harrington, Haskell, Howard, Hume, Hunter, Jennings, Kirk, Labrie, Ladd, Laughlin, Layman, McCoy, Miller of Jackson, Miller of Linn, Moore, Morelock, Moss, Myers, Napton, Northup, Paquet, Parker, Paulsen, Pope, Powell, Price, Ricker, Roe, Short, Stafford, Strowbridge, Thomas, Thompson, Waldo, Weed, Williamson, Wilson, and Mr. Speaker—54.

Nays—None.

Absent—Messrs. Blundell, Crook, Earhart, Geer, Maxwell and Roberts—6.

So the rules were suspended, the bill was read the second time by title and, on motion of Mr. J. J. Fisher, referred to the Multnomah delegation.

Mr. Gilbert moved to suspend the rules and read house bill No. 195 the second time by title.

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Apperson, Armstrong, Bean, Belknap, Blundell, Bowditch, Condon, Crosno, Derby, Fell, Fisher of Polk, Fisher of

Multnomah, Gambee, Geer, Gilbert, Gilham, Goodnough, Hahn, Harrington, Haskell, Howard, Hume, Hunter, Jennings, Kirk, Labrie, Ladd, Laughlin, Layman, Maxwell, McCoy, Miller of Jackson, Miller of Linn, Moore, Morelock, Moss, Myers, Napton, Northup, Paquet, Parker, Paulsen, Pope, Powell, Price, Ricker, Roe, Short, Stafford, Strowbridge, Thomas, Thompson, Waldo, Weed, Williamson, Wilson, and Mr. Speaker—57.

Nays—None.

Absent—Messrs. Crook, Earhart and Roberts—3.

So the rules were suspended, the bill was read the second time by title and, on motion of Mr. Gilbert, referred to the committee on corporations.

Mr. Gilbert moved to suspend the rules and read house bill No. 199 the second time by title.

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Apperson, Armstrong, Bean, Belknap, Blundell, Bowditch, Condon, Crosno, Derby, Fell, Fisher of Polk, Fisher of Multnomah, Gambee, Geer, Gilbert, Gilham, Goodnough, Hahn, Harrington, Haskell, Howard, Hume, Hunter, Jennings, Labrie, Ladd, Laughlin, Layman, Maxwell, McCoy, Miller of Jackson, Miller of Linn, Moore, Morelock, Moss, Myers, Northup, Paquet, Parker, Paulsen, Pope, Powell, Price, Ricker, Roberts, Roe, Short, Stafford, Strowbridge, Thomas, Thompson, Waldo, Weed, Williamson, Wilson, and Mr. Speaker—56.

Nays—None.

Absent—Messrs. Crook, Earhart, Kirk and Napton—4.

So the rules were suspended and the bill was read the second time by title and, on motion of Mr. Gilbert, referred to the Multnomah delegation.

#### SECOND READING OF SENATE BILLS.

Senate bill No. 12 was read the second time and, on motion of Mr. Harrington, referred to the committee on judiciary.

Mr. Gilbert moved to suspend the rules and read senate bill No. 17 the second time by title.

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Apperson, Armstrong, Bean, Belknap, Blundell, Condon, Crosno, Derby, Earhart, Fisher of Polk, Fisher of Multnomah, Gambee, Geer, Gilbert, Gilham, Goodnough, Hahn, Harrington, Haskell, Howard, Hume, Hunter, Jennings, Labrie, Ladd, Laughlin, Layman, Maxwell, Miller of Jackson, Miller of Linn, Moore, Morelock,

Moss, Myers, Napton, Northup, Paquet, Parker, Pope, Powell, Price, Ricker, Roberts, Roe, Short, Stafford, Strowbridge, Thomas, Thompson, Waldo, Weed, Williamson, Wilson, and Mr. Speaker—54.

Nays—Mr. Paulsen.

Absent—Messrs. Bowditch, Crook, Fell, Kirk and McCoy—5.

So the rules were suspended and the bill was read the second time by title and, on motion of Mr. Earhart, referred to the Multnomah delegation with leave to report at any time.

Mr. Apperson moved to suspend the rules and read senate bill No. 29 the second time by title.

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Apperson, Armstrong, Bean, Belknap, Blundell, Condon, Crosno, Derby, Earhart, Fell, Fisher of Polk, Fisher of Multnomah, Gambec, Geer, Gilbert, Gilham, Goodnough, Hahn, Harrington, Haskell, Howard, Hume, Hunter, Jennings, Labrie, Ladd, Laughlin, Layman, Maxwell, McCoy, Miller of Jackson, Miller of Linn, Moore, Morelock, Moss, Myers, Napton, Northup, Paquet, Parker, Paulsen, Pope, Powell, Price, Ricker, Roberts, Roe, Short, Stafford, Strowbridge, Thomas, Thompson, Waldo, Weed, Williamson, Wilson, and Mr. Speaker—57.

Nays—None.

Absent—Messrs. Bowditch, Crook and Kirk—3.

So the rules were suspended, the bill read the second time by title and, on motion of Mr. Apperson, referred to the committee on judiciary.

The hour of 3:30 P. M. having arrived, on motion of Mr. Gilbert, the house resolved itself into a committee of the whole to consider house bill No. 102.

Mr. Gilbert in the chair.

After some time spent therein the committee arose and submitted the following:

#### REPORT.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
January 30, 1889. }

*Mr. Speaker:*

Your committee of the whole house, to whom was referred house bill No. 102, beg leave to report that they have had the same under consideration and would respectfully report it back to the house with the recommendation that section 1 be adopted as read.

That section 2 be amended in line 2 after the word "Indian"

(printed bill) by inserting the word "war," and to strike out in line 8, section 2, of printed bill, the words "the amount of."

That section 4 be amended by adding the word "war" after the last word in line 2, printed bill.

That section 4 as amended be adopted.

That the bill as amended be recommended to pass.

W. B. GILBERT,  
Chairman.

On motion of Mr. Northup, the report and proposed amendments were adopted, and the bill was ordered to be engrossed.

The Speaker submitted the following:

#### MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
SALEM, Oregon,  
January 30, 1889. }

*Mr. Speaker :*

I am directed by the President to inform you that senate bill No. 54 has been reported correctly enrolled.

And the same is herewith transmitted for your signature.

JOHN H. SHUPE,  
Chief Clerk.

On motion of Mr. Condon, Rev. P. S. Knight, superintendent of school for the blind [deaf mutes], was invited to a seat within the bar.

The Speaker announced that he was about to sign senate bill No. 54, and soon thereafter that he had signed it.

The Speaker submitted the following:

#### MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
SALEM, Oregon,  
January 30, 1889. }

*Mr. Speaker :*

I am directed by the President to inform you that the senate has passed senate bill No. 59, being a bill for an Act to provide for the construction of a wagon road from the town of Paisly to the southern boundary of the State near the Klamath river, and to appropriate money therefor.

And the same is herewith transmitted to you for the consideration of the house.

JOHN H. SHUPE,  
Chief Clerk.

Mr. Apperson moved to suspend the rules and read senate bill No. 59 the first time by title only.

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Apperson, Armstrong, Bean, Belknap, Blundell, Bowditch, Condon, Crook, Crosno, Derby, Fisher of Polk, Fisher of Multnomah, Gambee, Geer, Gilham, Goodnough, Hahn, Harrington, Haskell, Howard, Hunter, Jennings, Kirk, Labrie, Layman, Maxwell, McCoy, Miller of Jackson, Miller of Linn, Moore, Morelock, Moss, Myers, Napton, Northup, Paquet, Parker, Paulsen, Pope, Powell, Price, Ricker, Roberts, Roe, Short, Stafford, Strowbridge, Thomas, Thompson, Waldo, Weed, Williamson, Wilson, and Mr. Speaker—54.

Nays—None.

Absent—Messrs. Earhart, Fell, Gilbert, Hume, Ladd and Laughlin—6.

So the rules were suspended and the bill was read the first time by title and passed to its second reading.

The Speaker submitted the following:

#### MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
SALEM, Oregon,  
January 30, 1889. }

*Mr. Speaker:*

I am directed by the President to inform you that the senate has adopted senate concurrent resolution No. 8, providing for a joint convention of the legislature to hear the addresses of Hon. John Minto and His Excellency, Governor Pennoyer, upon presentation of oil painting.

And the same is herewith transmitted to you for the consideration of the house.

JOHN H. SHUPE,  
Chief Clerk.

On motion of Mr. Apperson, the house concurred in senate concurrent resolution No. 8.

Mr. Northup moved to suspend the rules and read senate bill No. 36 the second time by title only.

On this question the roll was called and the vote was: .

Those voting aye were:

Messrs. Apperson, Armstrong, Bean, Belknap, Blundell, Bowditch, Condon, Crook, Crosno, Derby, Earhart, Fell, Fisher of Polk, Fisher of Multnomah, Gambee, Geer, Gilbert, Gilham, Goodnough, Hahn, Harrington, Haskell, Howard, Hume, Hunter, Jennings, Kirk, Labrie, Ladd, Laughlin, Layman, Maxwell, McCoy, Miller of Jackson, Miller of Linn, Moore, Morelock, Moss, Myers, Napton, Northup, Paquet, Parker, Paulsen, Pope, Powell, Price, Ricker, Roberts, Roe, Short, Stafford, Strowbridge, Thomas, Thompson, Waldo, Weed, Williamson, Wilson, and Mr. Speaker—60.

Nays—None.

Absent—None.

So the rules were suspended and the bill was read the second time by title and, on motion of Mr. Northup, referred to the committee on judiciary.

Senate bill No. 37 was read the second time and, on motion of Mr. Ladd, referred to the committee on judiciary.

Senate bill No. 41 was read the second time and, on motion of Mr. Northup, referred to the committee on elections.

On motion of Mr. Apperson, the house adjourned.

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THURSDAY, JANUARY 31, 1889.

MORNING SESSION.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
January 31, 1889. }

House called to order at 10 o'clock A. M., Mr. Speaker in the chair.

The roll was called, and Messrs. Earhart, Stafford and Parker were absent.

Mr. Stafford was excused on account of sickness.

House opened with prayer by Rev. J. Muellhaupt of Salem.

On motion of Mr. Hume, the reading of the journal of yesterday was dispensed with.

On motion of Mr. Harrington, senate bill No. 36, which was referred to the committee on judiciary, was recalled and referred to the Multnomah delegation for consideration.

Mr. Howard moved to suspend the rules and read senate bill No. 59 the second time by title only.

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Apperson, Armstrong, Bean, Belknap, Blundell, Bowditch, Coudon, Crook, Crosno, Derby, Fell, Fisher of Polk, Fisher of Multnomah, Gambee, Geer, Gilbert, Gilham, Goodnough, Hahn, Harrington, Haskell, Howard, Hume, Hunter, Jennings, Kirk, Labrie, Ladd, Laughlin, Layman, Maxwell, McCoy, Miller of Jackson, Miller of Linn, Moore, Morelock, Moss, Myers, Napton, Northup, Paquet, Parker, Powell, Price, Roberts, Roe, Short, Strowbridge, Thomas, Thompson, Waldo, Weed, Williamson, Wilson, and Mr. Speaker—55.

Nays—None.

Absent—Messrs. Earhart, Paulsen, Pope, Ricker and Stafford—5.

So the rules were suspended, the bill was read the second time by title and, on motion of Mr. Howard, referred to the committee on roads and highways.

Mr. Hume submitted the following:

I hereby give notice that on to-morrow or some future day I will introduce a bill for an Act to authorize the construction of a bridge across the Willamette river between the city of Portland and the city of East Portland, in Multnomah county, State of Oregon.

January 30, 1889.

By unanimous consent, the committee on ways and means submitted the following report and amendments:

#### REPORT.

HOUSE OF REPRESENTATIVES, )  
SALEM, Oregon, )  
January 28, 1889. )

*Mr. Speaker:*

Your committee on ways and means, to whom was referred house bill No. 13, beg leave to report that they have had the same under consideration and would respectfully report it back to the house with the following statement of facts, together with such recommendations pertaining to amendments as seem to them wise:

The length of road for which this appropriation of \$15,000 is asked is about thirty-five miles, extending from near the town of Myrtle Point in Coos county to the Camas valley in Douglas county. Most of the distance traveled by the survey is through dense forests over a rugged section of the country, where a great deal of cutting and blasting will be necessary in constructing a road. The people



of this section of the State are completely isolated from other parts of the commonwealth, except as they avail themselves of a trail, or a very poor toll road, which is practically impassable in winter. It is claimed that the building of said road will open up a section to immediate settlement adapted to the sustenance of not less than six thousand inhabitants. When the road from the Chetco river to Port Orford, in Curry county, is built, this road will form with it a continuous route from the California line to the Umpqua valley, where a railroad gives communication with other sections of this State.

Your committee find the bill deficient in those wise provisions which insure economy in expenditure and immunity from loss and misapplication of the funds of the State; we therefore recommend the following amendments:

#### FIRST AMENDMENT.

That after the word "use" in the third line of section 2 of the printed bill of this Act, there be inserted, "as provided in section 1 of this Act."

#### SECOND AMENDMENT.

Also, that all that part of section 2 following the words "Coos county" be stricken out, and in lieu thereof there be inserted the following: "Shall render an account duly verified by the certificate of the county clerk of said Coos county, and the affidavit of the person appointed to superintend the construction of said road, of the total expenditures in constructing said road, and that said road has been built in accordance with the provisions of this Act, to the Secretary of State of the State of Oregon, who shall, upon presentation thereof, draw his warrant on the State Treasurer for the sum expended by said county court in the construction of said road; *provided*, the total amount does not exceed the sum of twelve thousand dollars, and should the amount exceed said sum, then he shall draw his warrant for the said sum of twelve thousand dollars."

#### THIRD AMENDMENT.

Also, that after the word "use" in the third line of the printed bill of section 4 of this Act, there be inserted, "as provided in section 3 of this Act."

#### FOURTH AMENDMENT.

Also, that all that part of section 4 following the words "Douglas county," found in the third line of the printed bill, in section 4 of

this Act, be stricken out, and in lieu thereof there be inserted the following: "Shall render an account duly verified by the county clerk of said Douglas county, and the affidavit of the person appointed to superintend the construction of said road, and that said road has been built in accordance with the provisions of this Act, to the Secretary of State of the State of Oregon, who shall, upon presentation thereof, draw his warrant on the State Treasurer for the sum expended by said county court in the construction of said road; *provided*, the total amount does not exceed the sum of three thousand dollars, and should the amount exceed said sum, then he shall draw his warrant for the said sum of three thousand dollars."

All of which is respectfully submitted,

J. T. APPERSON,  
Chairman.

On motion of Mr. Roberts, the report and amendments were adopted.

The committee also submitted the following:

#### REPORT.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon. }  
January 28, 1889. }

*Mr. Speaker :*

Your committee on ways and means, to whom was referred house bill No. 91, beg leave to report that they have had the same under consideration, and would respectfully report it back to the house accompanied by the following statement of facts:

An appropriation of \$10,000 is asked to aid in constructing a public highway from the Fuqua toll road, in the southern part of Tillamook county, extending in a northerly direction through the county nearly parallel to the coast, to the Nehalem river on the northern boundary, a distance of not less than thirty miles. Supplemental to this improvement the bill proposes to build a road intersecting with the main road at South Prairie and leading to Netart's bay, distance some twelve miles, \$1,000 to be expended in the same.

Tillamook county contains thousands of acres of rich fertile lands which are not improved, and from their very nature cannot be to advantage while isolated as at present, consequently will not be improved till such a time as adequate communication is established with the Willamette valley, and through it with the rest of the State. The Fuqua toll road furnishes such a medium to the

very small portion of the county lying contiguous to it, but unfortunately the balance of the county, which includes by far the larger portion of the best parts, is entirely cut off from this road except as they reach it by trail. The topography of the country is such that road building between the several settlements is a most arduous and expensive undertaking, and even in the valleys where the settlers now live the expense of building neighborhood roads is no slight burden. The total distance provided for in the Act is some forty-two miles, fully two-thirds of it over a broken country and through forests of trees finer than which never grew, but to build a road (and it appears the only adequate remedy) it is estimated will cost not less than \$15,000. The county has during the past year expended \$4,000 for road improvements over and above the road tax, including \$3,100 for a bridge upon the proposed route. As the county assessment aggregates only about \$85,000, it is readily perceived that the burden of building this road unaided would be an impossibility. To render more rapid the development of the county the citizens feel that the State will act wisely in granting this petition.

Believing that money appropriated by the State cannot be too carefully guarded against loss and misappropriation, your committee would respectfully recommend the following amendments:

#### FIRST AMENDMENT.

That the words "Governor of the" in the printed bill in the fourth line of section 3 of said Act be stricken out, and in lieu thereof the following words inserted: "county court of Tillamook county."

#### SECOND AMENDMENT.

Also that the words "the disposition of the funds hereby confided to their hands," found in the sixth line of section 3 of the printed bill be stricken out, and in lieu thereof there be inserted "their acts in constructing said road."

#### THIRD AMENDMENT.

Also that section 4 be stricken out and in lieu thereof there be inserted the following: Section 4. Upon the completion of the proposed road in accordance with the provisions of section 1 of this Act, the county court of said Tillamook county shall render an account duly verified by the certificate of the county clerk of said county and the affidavits of the commissioners created by this Act and the superintendent appointed to have charge of the construction

of said road, of the total expenditures in constructing said road and that the said road has been built in accordance with the provisions of this Act, to the Secretary of State of the State of Oregon, who shall on presentation thereof draw his warrant on the State Treasurer for the sum expended by the said county court in the construction of said road; *provided*, the total amount does not exceed the sum of ten thousand dollars.

All of which is respectfully submitted.

J. T. APPERSON,  
Chairman.

On motion of Mr. Roberts, the report and amendments were adopted.

On motion of Mr. Earhart, Hon. Henry Failing was invited to a seat within the bar.

On motion of Mr. Geer, Hon. Dunham Wright was invited to a seat within the bar.

On motion of Mr. Ladd, Hon. P. C. Schuyler was invited to a seat within the bar.

By unanimous consent, the committee on commerce submitted the following:

REPORT.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
January 29, 1889. }

*Mr. Speaker :*

Your committee on commerce, to whom was referred senate bill No. 21, beg leave to report that they have had the same under consideration, and would respectfully report it back to the house with the recommendation that it do pass.

D. P. THOMPSON,  
Chairman.

The committee on enrolled bills submitted the following:

REPORT.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
January 31, 1889. }

*Mr. Speaker :*

Your committee on enrolled bills respectfully report house joint memorial No. 4 correctly enrolled.

S. W. CONDON,  
Chairman.

## REPORT.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
January 30, 1889. }

*Mr. Speaker:*

Your committee on enrolled bills respectfully report house bill No. 14, house joint memorial No. 5, house joint memorial No. 9, house joint resolution No. 7 and house joint resolution No. 2 correctly enrolled.

S. W. CONDON,  
Chairman.

The Speaker announced that he was about to sign house joint resolution No. 2, house joint resolution No. 7, house joint memorial No. 4, house joint memorial No. 5, house joint memorial No. 9 and house bill No. 14, and soon thereafter stated that he had signed them.

## THIRD READING OF HOUSE BILLS.

House bill No. 45 was read the third time.

"Shall the bill pass?"

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Armstrong, Bean, Belknap, Blundell, Bowditch, Condon, Crook, Crosno, Derby, Earhart, Fell, Fisher of Multnomah, Gamblee, Geer, Gilham, Goodnough, Hahn, Harrington, Haskell, Howard, Hume, Hunter, Jennings, Labrie, Ladd, Laughlin, Layman, Maxwell, McCoy, Miller of Jackson, Miller of Linn, Moore, Morelock, Moss, Myers, Napton, Paquet, Parker, Paulsen, Pope, Price, Ricker, Roe, Short, Strowbridge, Thomas, Waldo, Weed, Williamson, Wilson, and Mr. Speaker—51.

Nays—Messrs. Apperson, Gilbert, Kirk, Northup and Powell—5.

Absent—Messrs. Fisher of Polk, Roberts, Stafford and Thompson—4.

So the bill passed, and there being no objection, the title of the bill stood as the title of the Act.

House bill No. 46 was read the third time.

"Shall the bill pass?"

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Apperson, Armstrong, Bean, Belknap, Blundell, Bowditch, Condon, Crook, Crosno, Derby, Earhart, Fell, Fisher of Polk, Fisher of Multnomah, Gamblee, Geer, Gilbert, Gilham, Goodnough,

Hahn, Harrington, Haskell, Howard, Hunter, Kirk, Labrie, Ladd, Laughlin, Maxwell, McCoy, Miller of Jackson, Moore, Moss, Napton, Northup, Paquet, Parker, Paulsen, Pope, Powell, Price, Ricker, Roberts, Roe, Strowbridge, Thomas, Waldo, Weed, Williamson, and Mr. Speaker—50.

Nays—Messrs. Jennings, Layman, Miller of Linn, Morelock, Myers, Short and Wilson—7.

Absent—Messrs. Hume, Stafford and Thompson—3.

So the bill passed, and there being no objection, the title of the bill stood as the title of the Act.

Mr. Geer was called to the chair.

House bill No. 84 was read the third time.

"Shall the bill pass?"

On this question the roll was called and the vote was :

Those voting aye were:

Messrs. Apperson, Armstrong, Bean, Belknap, Blundell, Bowditch, Condon, Crook, Crosno, Derby, Earhart, Fell, Fisher of Polk, Fisher of Multnomah, Gambee, Geer, Gilbert, Gilham, Goodnough, Hahn, Harrington, Haskell, Howard, Hume, Hunter, Jennings, Kirk, Labrie, Ladd, Laughlin, Layman, Maxwell, McCoy, Miller of Jackson, Miller of Linn, Moore, Morelock, Moss, Myers, Napton, Northup, Paquet, Parker, Paulsen, Pope, Powell, Price, Ricker, Roe, Short, Strowbridge, Thomas, Waldo, Weed, Williamson, Wilson, and Mr. Speaker—57.

Nays—None.

Absent—Messrs. Roberts, Stafford and Thompson—3.

So the bill passed, and there being no objection, the title of the bill stood as the title of the Act.

The Speaker resumed the chair.

The special committee consisting of the Multnomah delegation, with leave to report this bill at any time, submitted the following report:

#### MULTNOMAH HOUSE DELEGATION REPORT.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
January 31, 1889. }

*Mr. Speaker:*

Your special committee, the Multnomah house delegation, to whom was referred senate bill No. 17, known as the senate water bill, and amendments thereto, beg leave to report that they have had the same under consideration, and would respectfully report

the amendments back to the house with the recommendation that they do not pass, and would report the bill back that it do pass as it came from the senate.

J. A. STROWBRIDGE,  
Chairman of Delegation.

On motion of Mr. Earhart, the report was adopted.

Mr. Earhart moved to suspend the rules and consider senate bill No. 17 engrossed and passed to third reading now.

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Apperson, Armstrong, Bean, Blundell, Condon, Crook, Earhart, Fell, Fisher of Multnomah, Gambee, Geer, Gilbert, Hahn, Harrington, Haskell, Howard, Hume, Hunter, Jennings, Kirk, Labrie, Ladd, Laughlin, Maxwell, McCoy, Northup, Paquet, Parker, Powell, Ricker, Roberts, Roe, Short, Strowbridge, Thompson, Weed, Williamson, Wilson, and Mr. Speaker—39.

Nays—Messrs. Belknap, Bowditch, Crosno, Derby, Fisher of Polk, Goodnough, Layman, Miller of Jackson, Miller of Linn, Moore, Morelock, Moss, Myers, Napton, Paulsen, Pope, Price, Thomas and Waldo—19.

Absent—Messrs. Gilham and Stafford—2.

So the rules were suspended, the bill was considered engrossed and passed to third reading.

Mr. Bowditch moved to suspend the rules and re-refer senate bill No. 17 for amendment.

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Belknap, Bowditch, Derby, Fisher of Polk, Geer, Goodnough, Jennings, Miller of Jackson, Miller of Linn, Moore, Morelock, Myers, Napton, Paquet, Paulsen, Pope, Powell, Price, Roe, Short and Waldo—21.

Nays—Messrs. Apperson, Armstrong, Bean, Blundell, Condon, Crook, Crosno, Earhart, Fell, Fisher of Multnomah, Gambee, Gilbert, Gilham, Hahn, Harrington, Haskell, Howard, Hume, Hunter, Kirk, Labrie, Ladd, Laughlin, Maxwell, McCoy, Moss, Northup, Parker, Ricker, Strowbridge, Thomas, Thompson, Weed, Williamson, Wilson, and Mr. Speaker—36.

Absent—Messrs. Layman, Roberts and Stafford—3.

So the house refused to suspend the rules.

Mr. Wilson moved to refer the bill to the committee of the whole house and consider the same at half-past 2 o'clock this afternoon.

Carried.

The Speaker submitted the following:

## MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
SALEM, Oregon,  
January 31, 1889. }

*Mr. Speaker:*

I am directed by the President to inform you that he has signed house joint resolution No. 7, house bill No. 14, house joint memorial No. 9, house joint memorial No. 4, house joint resolution No. 2, house joint memorial No. 5, and house bill No. 60.

And the same are herewith returned.

JOHN H. SHUPE,  
Chief Clerk.

House bill No. 3 was read the third time.

"Shall the bill pass?"

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Apperson, Armstrong, Bean, Belknap, Bowditch, Condon, Crook, Crosno, Derby, Earhart, Fell, Fisher of Polk, Fisher of Multnomah, Gambee, Geer, Gilbert, Gilham, Goodnough, Hahn, Harrington, Haskell, Howard, Hume, Hunter, Jennings, Kirk, Labrie, Ladd, Laughlin, Layman, Maxwell, Miller of Jackson, Miller of Linn, Moore, Morelock, Moss, Myers, Napton, Paquet, Parker, Paulsen, Pope, Powell, Ricker, Roe, Short, Strowbridge, Thompson, Waldo, Weed, Williamson, Wilson, and Mr. Speaker—52.

Nays—Mr. Price.

Absent—Messrs. Blundell, McCoy, Northup, Roberts, Stafford and Thomas—7.

So the bill passed, and there being no objection, the title of the bill stood as the title of the Act.

House bill No. 14 was read the third time.

"Shall the bill pass?"

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Armstrong, Belknap, Blundell, Bowditch, Condon, Crook, Crosno, Derby, Fell, Fisher of Polk, Fisher of Multnomah, Gambee, Geer, Gilbert, Goodnough, Hahn, Harrington, Howard, Hume, Hunter, Jennings, Labrie, Ladd, Laughlin, Layman, Maxwell, Miller of Jackson, Miller of Linn, Moore, Morelock, Moss, Napton, Parker, Paulsen, Pope, Powell, Price, Ricker, Roe, Short, Strowbridge, Thompson, Waldo, Weed, Williamson, Wilson, and Mr. Speaker—47.

Nays—Messrs. Apperson, Bean and Paquet—3.



Absent—Messrs. Earhart, Gilham, Haskell, Kirk, McCoy, Myers, Northup, Roberts, Stafford and Thomas—10.

So the bill passed, and there being no objection, the title of the bill stood as the title of the Act.

Mr. Crook submitted the following:

I hereby give notice that I will to-morrow introduce a bill for an Act to protect the fishing industry of the State of Oregon.

By unanimous consent, Mr. Short introduced the following:

#### HOUSE CONCURRENT RESOLUTION NO. 14.

WHEREAS, It is contemplated by the house committee on commerce to proceed to Portland and there ascertain from merchants and other interested persons the condition and necessities for change in the laws relating to the manner of shipping seamen at the ports of Portland and Astoria, as contemplated by house bill No. 32; and,

WHEREAS, Said committee contemplate considering the matter of pilotage on the Columbia river and bar as contained in house bill No. 37; and,

WHEREAS, It is necessary in order that the facts may be definitely ascertained in these matters by the members of the legislature; therefore,

*Be it resolved by the House, the Senate concurring:*

That the committee on commerce on the part of the house and the committee on commerce on the part of the senate be and are hereby authorized to proceed to Portland or Astoria, as a majority of such joint committee may decide best, and there take stenographic testimony, and to send for persons and papers necessary for the use of said committee in making their report to this legislature.

On his motion, house concurrent resolution No. 14 was adopted.

On motion of Mr. Thompson, the house adjourned.

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#### AFTERNOON SESSION.

The house was called to order at 2 o'clock P. M., Mr. Speaker in the chair.

The roll was called and all the members were present except Messrs. Belknap, Ladd, McCoy, Price and Stafford.

Mr. Stafford was excused on account of sickness.

The Speaker submitted the following:

## MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
SALEM, Oregon,  
January 29, 1889. }

*Mr. Speaker :*

I am directed by the President to inform you that the senate has passed senate bill No. 129, being a bill for an Act to establish an agricultural experiment station in connection with the State agricultural college.

And the same is herewith transmitted to you for the consideration of the house.

JOHN H. SHUPE,  
Chief Clerk.

House bill No. 129 was read first time and passed to a second reading.

The committee on enrolled bills submitted the following :

## REPORT.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon,  
January 31, 1889. }

*Mr. Speaker :*

Your committee on enrolled bills, to whom was referred house joint memorial No. 3, beg leave to report the same back to the house as correctly enrolled.

S. W. CONDON,  
Chairman.

The Speaker announced that he was about to sign house joint memorial No. 3, and soon thereafter stated that he had signed it.

By unanimous consent, Mr. Price withdrew house bill No. 70.

By unanimous consent, Mr. Thompson introduced house concurrent resolution No. 15:

## HOUSE CONCURRENT RESOLUTION NO. 15.

*Resolved by the House, the Senate concurring :*

That a committee of three on the part of the house and two on the part of the senate be appointed, whose duty it shall be to visit the school for the blind and report to the two houses the condition and general working of the same.

On motion of Mr. Thompson, house concurrent resolution No. 15 was adopted.

By unanimous consent, Mr. Napton introduced house bill No. 208, to appropriate money to aid the county court of Malheur county to construct a wagon road bridge across the Owyhee river.

Also house bill No. 209, to regulate costs and disbursements in criminal cases.

Also house bill No. 210, to amend section 960 of the laws of Oregon, as annotated by W. Lair Hill.

House bill No. 208 was read first time and passed to second reading.

Mr. Napton moved to suspend the rules and read house bill No. 209 the first time by title.

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Apperson, Armstrong, Bean, Blundell, Bowditch, Condon, Crook, Crosno, Derby, Fell, Fisher of Polk, Fisher of Multnomah, Gambee, Geer, Gilbert, Gilham, Goodnough, Hahn, Harrington, Haskell, Howard, Hume, Hunter, Jennings, Labrie, Ladd, Laughlin, Layman, Maxwell, Miller of Jackson, Miller of Linn, Moore, Morelock, Moss, Myers, Napton, Northup, Paquet, Parker, Paulsen, Powell, Price, Ricker, Roe, Short, Strowbridge, Thomas, Thompson, Waldo, Weed, Williamson, Wilson, and Mr. Speaker—53.

Nays—None.

Absent—Messrs. Belknap, Earhart, Kirk, McCoy, Pope, Roberts and Stafford—7.

So the rules were suspended and the bill was read the first time by title and passed to its second reading.

By unanimous consent, the committee on ways and means submitted the following:

#### REPORT.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
January 31, 1889. }

*Mr. Speaker:*

Your committee on ways and means, to whom was referred house bill No. 98, beg leave to report that they have had the same under consideration, and would respectfully report it back to the house with the recommendation that it be referred to the committee on claims.

J. T. APPERSON,  
Chairman.

On motion of Mr. Apperson, the report was adopted.

By unanimous consent, the committee on commerce submitted the following :

REPORT.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
January 28, 1889. }

*Mr. Speaker :*

Your committee on commerce, to whom was referred house bill No. 30, beg leave to report that they have had the same under consideration, and would respectfully report it back to the house with the recommendation that it do pass.

D. P. THOMPSON,  
Chairman.

On motion of Mr. Thompson, the report was adopted and the bill was considered engrossed and passed to third reading.

On motion of Mr. Hume, Judge F. J. Taylor was invited to a seat within the bar.

Mr. Thompson asked for and obtained consent to read senate bill No. 21 the third time.

Senate bill No. 21 was read the third time.

"Shall the bill pass?"

On this question the roll was called and the vote was :

Those voting aye were :

Messrs. Bean, Blundell, Bowditch, Condon, Crook, Crosno, Derby, Earhart, Fell, Fisher of Polk, Fisher of Multnomah, Gambee, Geer, Gilbert, Gilham, Goodnough, Hahn, Haskell, Howard, Hume, Hunter, Jennings, Kirk, Labrie, Ladd, Laughlin, Maxwell, Miller of Jackson, Moore, Moss, Napton, Paquet, Parker, Pope, Ricker, Roberts, Strowbridge, Thomas, Thompson, Weed, Williamson, Wilson, and Mr. Speaker—43.

Nays—Messrs. Armstrong, Layman, Morelock, Myers, Paulsen, Powell, Price and Waldo—8.

Absent—Messrs. Apperson, Belknap, Harrington, McCoy, Miller of Linn, Northup, Roe, Short and Stafford—9.

So the bill passed.

Mr. Strowbridge moved that the house resolve itself into a committee of the whole, with Mr. Apperson in the chair, to consider senate bill No. 17.

The motion prevailed.

After a time spent therein, the committee arose and submitted the following :

## REPORT.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
January 31, 1889. }

*Mr. Speaker:*

Your committee of the whole house, to whom was referred senate bill No. 17, beg leave to report that they have had the same under consideration, and would respectfully report it back to the house and recommend:

That section 1 be adopted as read.

That section 2 be adopted as read.

That section 3 be adopted as read.

That section 4 be adopted as read.

That section 5 be adopted as read.

That section 6 be adopted as read.

That the committee recommend the passage of the bill.

J. T. APPERSON,  
Chairman.

Mr. Jennings moved to re-refer senate bill No. 17 to the committee on assessment and taxation, with instructions to insert the following amendment:

I move to amend by adding after the word "exemption," in line 5 of section 2 of printed senate bill No. 17, the words: "*provided*, that the exemptions herein provided for shall only apply to county and municipal taxes."

A. C. JENNINGS.

Messrs. Jennings and Paulsen called for the ayes and nays.

The roll was called and the vote was:

Those voting aye were:

Messrs. Bowditch, Jennings, Miller of Jackson, Miller of Linn, Moore, Morelock, Myers, Paulsen, Pope, Price and Waldo—11.

Nays—Messrs. Apperson, Armstrong, Bean, Blundell, Condon, Crook, Crosno, Derby, Earhart, Fell, Fisher of Polk, Fisher of Multnomah, Gambee, Geer, Gilbert, Gilham, Goodnough, Hahn, Harrington, Haskell, Hume, Hunter, Kirk, Labrie, Ladd, Laughlin, Layman, Maxwell, Moss, Northup, Paquet, Parker, Powell, Ricker, Roberts, Roe, Short, Strowbridge, Thomas, Thompson, Weed, Williamson, Wilson, and Mr. Speaker—44.

Absent—Messrs. Belknap, Howard, McCoy, Napton and Stafford—5.

So the house refused to re-refer the bill.

Senate bill No. 17 was read the third time.

"Shall the bill pass?"

On this question the roll was called and the vote was :

Those voting aye were :

Messrs. Apperson, Armstrong, Bean, Condon, Crook, Crosno, Earhart, Fell, Fisher of Multnomah, Gambee, Geer, Gilbert, Gilham, Goodnough, Harrington, Haskell, Hume, Hunter, Kirk, Ladd, Laughlin, Layman, Maxwell, Moss, Northup, Paquet, Parker, Ricker, Roberts, Roe, Short, Strowbridge, Thomas, Thompson, Weed, Williamson, Wilson, and Mr. Speaker—38.

Nays—Messrs. Blundell, Bowditch, Derby, Fisher of Polk, Hahn, Howard, Jennings, Labrie, Miller of Linn, Moore, Morelock, Myers, Napton, Paulsen, Pope, Powell, Price and Waldo—18.

Absent—Messrs. Belknap, McCoy, Miller of Jackson and Stafford—4.

So the bill passed.

I herewith protest against the creation of "privileged property," and therefore vote "No" on senate bill No. 17.

THOMAS PAULSEN.

On motion of Mr. Myers, the house adjourned.

## FRIDAY, FEBRUARY 1, 1889.

### MORNING SESSION.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
February 1, 1889. }

House called to order at 10 o'clock A. M., Mr. Speaker in the chair.

The roll was called and Messrs. Earhart, Ladd, Morelock, Moss and Roe were absent.

Mr. Morelock was excused.

Mr. Ladd was absent on special committee.

On motion of Mr. Thompson, the reading of the journal was dispensed with.

Mr. Wilson submitted the following:

### COMMUNICATION.

*To the Legislative Assembly of the State of Oregon :*

WHEREAS, At the special session of the legislative assembly held

in the year 1885, an Act was passed authorizing the State officers to enter into a contract with the Oregon Electric Light Company for the term of ten years.

Said contract was entered into by the proper State officers as required by said Act of the legislative assembly, in which the said Oregon Electric Light Company agreed to light the State penitentiary buildings and the State capitol for the said term of ten years for the sum of \$5,000 per annum, of which two years have already expired, leaving eight years yet for the contract to run.

Lights are now needed at the State insane asylum, that building having already been wired ready for use.

The number of lights required to be furnished by the Oregon Electric Light Company having been furnished, the said company are not required to furnish the light required at the asylum.

The machinery at the penitentiary which drives the electric light plant belongs to the State.

The plant of the electric light company cost about \$17,000. The company now pay for operating the same \$125 per month, leaving a profit of say \$3,500 per year. They now offer to sell the plant, together with the contract for eight years to run, to the State, and will take for the same \$23,000, or will sell the plant, together with the unexpired term of eight years, less \$1,500 per year for expenses and 5 per cent interest compounded on said sum.

THE OREGON ELECTRIC LIGHT COMPANY,

By THOMAS HOLMAN, President.

Salem, Oregon, February 1, 1889.

On motion of Mr. Wilson, the communication was referred to the committee on ways and means.

Mr. Hunter requested unanimous consent to take up house bill No. 30.

Request granted.

The bill still being in the hands of the committee on engrossment, was ordered taken up as soon as returned.

By unanimous consent, Mr. Laughlin submitted the following:

*Mr. Speaker :*

I move that house bill No. 107, the Astoria charter bill, now in the hands of the house committee on corporations, be placed by said committee in the hands of the delegation from Clatsop county, for the purpose of taking said charter to Astoria, there to be again considered by the Astoria chamber of commerce and citizens.

R. R. LAUGHLIN,

Chairman Committee on Corporations.

On motion of Mr. Laughlin, the motion was adopted and the request granted.

The committee on enrollment submitted the following:

REPORT.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
February 1, 1889. }

*Mr. Speaker:*

Your committee on enrolled bills, to whom was referred house joint memorial No. 2, beg leave to report the same back to the house as correctly enrolled.

S. W. CONDON,  
Chairman.

The committee on engrossed bills submitted the following:

REPORT.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
January 31, 1889. }

*Mr. Speaker:*

Your committee on engrossed bills, to whom was referred house bills Nos. 13, 91 and 124, beg leave to report the same back to the house as correctly engrossed.

J. H. ROBERTS,  
Chairman.

The Speaker announced that he was about to sign house joint memorial No. 2, and soon thereafter announced that he had signed it.

House bill No. 210 was read the first time and passed to its second reading.

House bill No. 211, introduced by Mr. Hume (previous notice having been given), to authorize the construction of a bridge across the Willamette river between the city of Portland and the city of East Portland, in Multnomah county, State of Oregon, read first time and passed to second reading.

By unanimous consent, the committee on alcoholic traffic submitted the following report and amendment:



## REPORT.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
January 31, 1889. }

*Mr. Speaker:*

Your committee on alcoholic traffic, to whom was referred house bill No. 43, beg leave to report that they have had the same under consideration, and would respectfully report it back to the house with the recommendation that it do pass, with the following amendment:

## AMENDMENT.

Section 12 to read as follows: Section 12. Title I of chapter XXXI of miscellaneous laws of Oregon, compiled and annotated by Matthew P. Deady and Lafayette Lane, and published under title of general laws of Oregon, and all other Acts and parts of Acts inconsistent with this Act are hereby repealed.

SAMUEL LAYMAN,  
Chairman.

Mr. Layman moved to adopt the amendment.

Which motion prevailed.

Mr. R. A. Miller submitted the following amendment and moved its adoption:

Add to section 11, house bill No. 43, the following:

*Provided*, nothing in this Act is to be construed as to affect the right of the owners or lessees of vineyards from selling the wine product of said vineyards in quantities not less than one quart.

Adopted.

Mr. Short submitted the following amendment to house bill No. 43:

Strike out of the bill the word "malt" wherever it occurs.

Mr. Short moved its adoption.

Lost.

Mr. Bowditch submitted the following amendment:

I move to amend line 2 of section 2 of the printed bill by striking out the word "five" and substitute the word "three" therefor, and strike out the word "two" and insert "three" in lieu thereof.

Mr. Thompson moved to adjourn until 2 P. M. Monday.

Messrs. Armstrong and Paulsen demanded the yeas and nays.

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Bowditch, Derby, Earhart, Fisher of Polk, Fisher of Multnomah, Gambree, Gilbert, Goodnough, Hahn, Myers, Napton, Northup, Parker, Short, Strowbridge, Thomas, Thompson, Williamson, and Mr. Speaker—19.

Nays—Messrs. Apperson, Armstrong, Bean, Belknap, Blundell, Condon, Crook, Crosno, Fell, Geer, Gilham, Harrington, Haskell, Howard, Hume, Hunter, Jennings, Kirk, Labrie, Laughlin, Layman, Maxwell, McCoy, Miller of Jackson, Moore, Moss, Paquet, Paulsen, Pope, Powell, Price, Ricker, Roberts, Waldo, Weed and Wilson—36.

Absent—Messrs. Ladd, Miller of Linn, Morelock, Roe and Stafford—5.

So the house refused to adjourn until 2 P. M. next Monday.

Mr. Bowditch moved the adoption of his amendment.

Mr. Bean called for a division of the question.

Granted.

The vote was then taken on the first division of the amendment and was decided in the negative, and the second division of the amendment was also voted down.

Mr. Paulsen submitted the following amendment:

#### AMENDMENT.

Amend section 2 by striking out the words "two hundred" in line 3 and substitute the words "one hundred" therefor.

Lost.

Mr. Northup submitted the following amendments:

I move to amend by striking out the word "four" in line 2 of section 2 of the printed bill, and insert the word "three" in lieu thereof; and to strike out all after the word "period" in said section.

Lost.

On motion of Mr. Layman the bill was ordered engrossed and to its third reading.

The Speaker submitted the following:

#### MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
SALEM, Oregon,  
January 31, 1889. }

*Mr. Speaker :*

I am directed by the President to inform you that he has signed house joint memorial No. 3.

And the same is herewith transmitted.

JOHN H. SHUPE,  
Chief Clerk.

## MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
SALEM, Oregon,  
February 1, 1889. }

*Mr. Speaker :*

I am directed by the President to inform you that the senate has concurred in house concurrent resolution No. 14, providing for joint action on the part of the committees on commerce.

And the same is herewith transmitted.

JOHN H. SHUPE,  
Chief Clerk.

## MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
SALEM, Oregon,  
January 31, 1889. }

*Mr. Speaker :*

I am directed by the President to inform you that the senate has concurred in house concurrent resolution No. 15, providing for a joint committee to visit the school for the blind.

And the same is herewith transmitted.

JOHN H. SHUPE,  
Chief Clerk.

The committee on engrossed bills submitted the following:

## REPORT.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon,  
February 1, 1889. }

*Mr. Speaker :*

Your committee on engrossed bills, to whom was referred house bills Nos. 102, 30 and 68, beg leave to report the same back to the house as correctly engrossed.

J. H. ROBERTS,  
Chairman.

## NOTICE OF INTRODUCTION OF BILLS.

*Mr. Speaker :*

I hereby give notice that I will on to-morrow introduce a bill by request, together with a petition from the people of Yamhill county.

R. R. LAUGHLIN.

*Mr. Speaker :*

I hereby give notice that I will on to-morrow or some future day introduce a bill for the relief of Mrs. N. J. McPherson, by request.  
WM. ARMSTRONG.

The Speaker appointed as the committee on the part of the house to examine and report upon the school for the blind, the same committee which he appointed to examine and report upon the school for the deaf mutes.

By unanimous consent, the committee on roads and highways submitted the following:

REPORT.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
January 31, 1889. }

*Mr. Speaker :*

Your committee on roads and highways, to whom was referred house bill No. 155, beg leave to report that they have had the same under consideration and would respectfully report it back to the house with the recommendation that it do pass.

THOMAS PAULSEN,  
Chairman.

On motion of Mr. Paulsen, the report was adopted.

The bill was considered engrossed and went to its third reading.

REPORT.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
January 28, 1889. }

*Mr. Speaker :*

Your committee on roads and highways, to whom was referred house bill No. 87, beg leave to report that they have had the same under consideration, and would respectfully report it back to the house with the recommendation that it do not pass.

THOMAS PAULSEN,  
Chairman.

The bill was considered engrossed and went to its third reading.

## REPORT.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
January 31, 1889. }

*Mr. Speaker :*

Your committee on roads and highways, to whom was referred house bill No. 98, beg leave to report that they have had the same under consideration and would respectfully report it back to the house with the following statement of facts:

The numerous fertile valleys of Grant county, one of the largest in the State, have remained the least developed, agriculturally, by reason of isolation from navigable rivers or railroads; but a few rough roads exist even now over the intervening mountains. In the northern section of Grant county there is a large amount of desirable land, unencumbered by railroad grants, upon which small farmers would quickly locate and thereby increase its taxable character, were it not practically inaccessible. Recent construction of the Heppner branch of the O. R. & N. Company's railroad locates the nearest shipping point for a vast territory upon the south of the Blue mountains at that place. Morrow county has made the former toll road upon the north side of the mountains free, and extensive work upon this mountain road has been done during past years at county and private expense. Upon the south, Grant county has continually been called upon for heavy expenses in maintaining grades from the John Day river northward to the summit. Between the settled portions of these counties, mountainous roads must be improved for a distance exceeding twenty miles over the Blue mountains before the territory upon the south of the mountains can have a practicable outlet to railroad connection.

The counties applying for assistance have long borne the burdens of keeping the only open way over the mountains for a distance exceeding sixty miles from east to west, and now at a time when, for the prosperity of an interior section, improvement of this road is imperative, we recommend that the State extend the aid for which the bill provides.

Amend section 2, line 6, by striking out the word "five" and insert in lieu thereof the word "three."

Amend further by striking out in line 10, section 2, the words "six hundred" and insert in lieu thereof the words "four hundred dollars."

Amend section 2, line 3, by adding after the word "commissioners" the words "it shall declare it."

Amend section 15 by striking out all of said section, and substituting therefor the following: Section 14. As it is of great importance to the people of Morrow and Grant counties, that work upon this road in this Act provided for should be commenced as soon as practicable, this Act shall take effect as soon as it is approved by the Governor.

Amend further by striking out the the figures 7, 8, 9, 10, 11, 12, 13, 14 and 15, preceding the sections of the bill, and insert in lieu thereof respectively the figures 6, 7, 8, 9, 10, 11, 12 and 13.

THOMAS PAULSEN,  
Chairman.

On motion of Mr. Paulsen, the report and amendments were adopted, the bill ordered engrossed and to its third reading.

No business appearing under the eleventh, twelfth and thirteenth orders, the house took up the first order.

Mr. Northup presented a petition to amend the charter of the city of Portland.

Mr. Paulsen presented a petition from the farmers of Oregon praying the legislature to quit-claim all title that the State may have in the Agricultural college farm at Corvallis to the city of Corvallis, and to purchase 640 acres outside of the corporate limits for an agricultural farm.

Mr. Paulsen also presented a petition signed by many citizens praying the legislature not to make any appropriation for the benefit of the Agricultural college until the title of their lands is established and sufficient land is procured upon which to build an experimental station and carry on an agricultural college farm.

The Woodburn Grange No. 79, P. of H., endorsed the foregoing petition under seal of their order, which document was also presented by Mr. Paulsen.

Mr. Short presented a remonstrance against the passage of house bill No. 34, to regulate the practice of medicine, which was signed by many citizens of Clackamas county.

Mr. Geer, by request, presented a petition signed by eight hundred citizens of the State of Oregon, protesting against the exemption of church property from taxation, and praying that all laws by which such property is exempted be repealed.

Mr. Bowditch presented a communication from Mr. Samuel Colver, relating to the management and conduct of the Oregon State insane asylum, which, on motion of Mr. Northup, was ordered printed and referred to the committee to examine into the affairs of said institution.

Mr. Thompson obtained leave to place reports of the committee

on commerce upon the Clerk's desk, to be taken up in their order.  
On motion of Mr. Derby, the house adjourned.

#### AFTERNOON SESSION.

House called to order at 2 o'clock P. M., Mr. Speaker in the chair.

The roll was called and Messrs. Earhart, J. J. Fisher, Hahn, Ladd, McCoy, R. C. Miller, Morelock, Northup, Roe, Parker, Short, Thomas and Thompson were absent.

Messrs. Earhart, Hahn, R. C. Miller and Northup were excused.  
The Speaker announced the third reading of house bills.

#### THIRD READING OF HOUSE BILLS.

Mr. Paulsen moved to suspend the rules and return to the sixth order of business.

Lost..

On motion of Mr. Myers, Hon. W. R. Bilyeu was invited to a seat within the bar.

By unanimous consent, the house proceeded with the third reading of house bills.

House bill No. 4 was read the third time.

"Shall the bill pass?"

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Apperson, Armstrong, Bean, Belknap, Blundell, Bowditch, Condon, Crook, Crosno, Derby, Fell, Fisher of Polk, Gambia, Geer, Gilbert, Gilham, Goodnough, Harrington, Haskell, Howard, Hume, Hunter, Jennings, Kirk, Labrie, Laughlin, Layman, Maxwell, McCoy, Miller of Jackson, Moore, Moss, Myers, Napton, Paquet, Paulsen, Pope, Powell, Price, Ricker, Roberts, Stafford, Strowbridge, Waldo, Weed, Williamson, Wilson, and Mr. Speaker—48.

Nays—None.

Absent—Messrs. Earhart, Fisher of Multnomah, Hahn, Ladd, Miller of Linn, Morelock, Northup, Parker, Roe, Short, Thomas and Thompson—12.

So the bill passed, and there being no objection, the title of the bill stood as the title of the Act.

House bill No. 27 was read the third time.

The enacting clause being deficient, by unanimous consent, on

motion of Mr. Hume, house bill No. 27 was amended by inserting the words "of the State of Oregon" after the word "assembly" in the enacting clause.

"Shall the bill pass?"

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Apperson, Armstrong, Bean, Blundell, Bowditch, Condon, Crosno, Derby, Fell, Fisher of Polk, Gambee, Geer, Gilbert, Gilham, Goodnough, Harrington, Haskell, Howard, Hume, Hunter, Jennings, Kirk, Labrie, Laughlin, Layman, Maxwell, McCoy, Miller of Jackson, Moore, Moss, Myers, Napton, Paquet, Pope, Powell, Price, Ricker, Roberts, Stafford, Strowbridge, Waldo, Weed, Williamson, Wilson, and Mr. Speaker—45.

Nays—None.

Absent—Messrs. Belknap, Crook, Earhart, Fisher of Multnomah, Hahn, Ladd, Miller of Linn, Morelock, Northup, Parker, Paulsen, Roe, Short, Thomas and Thompson—15.

So the bill passed, and there being no objection, the title of the bill stood as the title of the Act.

House bill No. 38 was read the third time.

"Shall the bill pass?"

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Apperson, Armstrong, Bean, Blundell, Bowditch, Condon, Crook, Crosno, Derby, Fell, Fisher of Polk, Gambee, Geer, Gilbert, Gilham, Goodnough, Harrington, Haskell, Howard, Hume, Hunter, Jennings, Kirk, Labrie, Laughlin, Layman, Maxwell, McCoy, Miller of Jackson, Moore, Moss, Myers, Paquet, Paulsen, Pope, Powell, Price, Ricker, Stafford, Waldo, Weed, Williamson, Wilson, and Mr. Speaker—44.

Nays—Mr. Napton.

Absent—Messrs. Belknap, Earhart, Fisher of Multnomah, Hahn, Ladd, Miller of Linn, Morelock, Northup, Parker, Roberts, Roe, Short, Strowbridge, Thomas and Thompson—15.

So the bill passed, and there being no objection, the title of the bill stood as the title of the Act.

House bill No. 39 was read the third time.

"Shall the bill pass?"

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Apperson, Armstrong, Bean, Belknap, Blundell, Bowditch, Condon, Crook, Crosno, Derby, Fell, Fisher of Polk, Gambee, Geer, Gilbert, Gilham, Goodnough, Harrington, Haskell, Howard, Hume, Hunter, Jennings, Kirk, Labrie, Laughlin, Layman, Maxwell,



McCoy, Miller of Jackson, Moore, Moss, Myers, Napton, Paquet, Paulsen, Pope, Powell, Price, Ricker, Stafford, Strowbridge, Waldo, Weed, Williamson, Wilson, and Mr. Speaker—47.

Nays—None.

Absent—Messrs. Earhart, Fisher of Multnomah, Hahn, Ladd, Miller of Linn, Morelock, Northup, Parker, Roberts, Roe, Short, Thomas and Thompson—13.

So the bill passed, and there being no objection, the title of the bill stood as the title of the Act.

House bill No. 75 was read the third time.

“Shall the bill pass?”

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Apperson, Bean, Blundell, Bowditch, Condon, Crook, Derby, Fell, Fisher of Polk, Gambee, Geer, Gilbert, Gilham, Goodnough, Harrington, Howard, Hume, Hunter, Kirk, Labrie, Laughlin, Layman, Maxwell, McCoy, Miller of Jackson, Moore, Moss, Napton, Paquet, Paulsen, Pope, Powell, Price, Ricker, Roberts, Stafford, Strowbridge, Waldo, Weed, Williamson and Mr. Speaker—41.

Nays—Messrs. Armstrong, Jennings and Wilson—3.

Absent—Messrs. Belknap, Crosno, Earhart, Fisher of Multnomah, Hahn, Haskell, Ladd, Miller of Linn, Morelock, Myers, Northup, Parker, Roe, Short, Thomas and Thompson—16.

So the bill passed, and there being no objection, the title of the bill stood as the title of the Act.

House bill No. 26 was read the third time.

“Shall the bill pass?”

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Apperson, Armstrong, Bean, Belknap, Blundell, Bowditch, Condon, Crook, Derby, Fell, Fisher of Polk, Gambee, Geer, Gilbert, Gilham, Goodnough, Harrington, Howard, Hume, Hunter, Jennings, Kirk, Labrie, Laughlin, Layman, Maxwell, McCoy, Miller of Jackson, Moore, Myers, Napton, Paquet, Paulsen, Pope, Powell, Price, Ricker, Roberts, Stafford, Strowbridge, Waldo, Weed, Williamson, Wilson, and Mr. Speaker—45.

Nays—Mr. Moss.

Absent—Messrs. Crosno, Earhart, Fisher of Multnomah, Hahn, Haskell, Ladd, Miller of Linn, Morelock, Northup, Parker, Roe, Short, Thomas and Thompson—14.

So the bill passed, and there being no objection, the title of the bill stood as the title of the Act.

House bill No. 61 was read the third time.

"Shall the bill pass?"

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Apperson, Bean, Bowditch, Condon, Crook, Crosno, Derby, Fell, Fisher of Polk, Gambee, Gilbert, Gilham, Goodnough, Harrington, Haskell, Howard, Hume, Hunter, Jennings, Kirk, Labrie, Laughlin, Layman, Maxwell, Miller of Jackson, Moore, Myers, Napton, Paquet, Paulsen, Pope, Powell, Price, Ricker, Roberts, Stafford, Strowbridge, Waldo, Weed, Williamson, Wilson, and Mr. Speaker—42.

Nays—Messrs. Armstrong, Blundell, Geer, McCoy and Moss—5.

Absent—Messrs. Belknap, Earhart, Fisher of Multnomah, Hahn, Ladd, Miller of Linn, Morelock, Northup, Parker, Roe, Short, Thomas and Thompson—13.

So the bill passed, and there being no objection, the title of the bill stood for the title of the Act.

House bill No. 25 was read the third time.

Mr. Napton moved to suspend the rules and permit the clerk to insert an amendment at this time.

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Armstrong, Bean, Belknap, Blundell, Bowditch, Condon, Crook, Derby, Fell, Fisher of Polk, Gambee, Gilbert, Gilham, Goodnough, Harrington, Haskell, Howard, Hume, Hunter, Jennings, Kirk, Labrie, Laughlin, Layman, Maxwell, McCoy, Miller of Jackson, Moore, Moss, Myers, Napton, Paquet, Paulsen, Pope, Powell, Price, Ricker, Roberts, Stafford, Strowbridge, Waldo, Weed, Williamson and Wilson—44.

Nays—Messrs. Apperson and Mr. Speaker—2.

Absent—Messrs. Crosno, Earhart, Fisher of Multnomah, Geer, Hahn, Ladd, Miller of Linn, Morelock, Northup, Parker, Roe, Short, Thomas and Thompson—14.

So the rules were suspended, and Mr. Napton submitted the amendment.

Amendment to house bill No. 25:

That section 2472 of said bill be amended by inserting after line 18 "Malheur county, three hundred dollars."

On motion of Mr. Napton, the amendment was adopted and the clerk inserted the amendment.

"Shall the bill pass?"

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Apperson, Armstrong, Bean, Belknap, Blundell, Bowditch, Condon, Crook, Crosno, Fell, Fisher of Polk, Gambee, Gilbert, Gilham, Goodnough, Harrington, Haskell, Howard, Hume, Hunter, Jennings, Kirk, Labrie, Laughlin, Layman, Maxwell, McCoy, Miller of Jackson, Moore, Moss, Myers, Napton, Paquet, Paulsen, Pope, Powell, Price, Ricker, Roberts, Stafford, Strowbridge, Waldo, Weed, Williamson, Wilson, and Mr. Speaker—45.

Gilham, Goodnough, Harrington, Haskell, Howard, Hume, Hunter, Jennings, Kirk, Labrie, Laughlin, Layman, Maxwell, McCoy, Miller of Jackson, Moore, Moss, Myers, Napton, Paquet, Paulsen, Powell, Price, Ricker, Roberts, Stafford, Strowbridge, Waldo, Weed, Williamson, Wilson, and Mr. Speaker—45.

Nays—None.

Absent—Messrs. Derby, Earhart, Fisher of Multnomah, Geer, Hahn, Ladd, Miller of Linn, Morelock, Northup, Parker, Pope, Roe, Short, Thomas and Thompson—15.

So the bill passed, and there being no objection, the title of the bill stood for the title of the Act.

The committee on enrolled bills submitted the following :

#### REPORT.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
February 1, 1889. }

*Mr. Speaker :*

Your committee on enrolled bills, to whom was referred house bill No. 52, beg leave to report the same back to the house as correctly enrolled.

S. W. CONDON,  
Chairman.

The Speaker announced he was about to sign house bill No. 52, and soon thereafter that he had signed it.

House bill No. 106 was read the third time.

"Shall the bill pass?"

On this question the roll was called and the vote was :

Those voting aye were:

Messrs. Apperson, Armstrong, Bean, Belknap, Blundell, Bowditch, Condon, Crook, Crosno, Fell, Fisher of Polk, Gambee, Geer, Gilbert, Gilham, Goodnough, Harrington, Haskell, Howard, Hume, Hunter, Jennings, Kirk, Labrie, Laughlin, Layman, Maxwell, McCoy, Miller of Jackson, Moore, Moss, Myers, Napton, Paquet, Paulsen, Powell, Price, Ricker, Roberts, Stafford, Strowbridge, Weed, Williamson, Wilson, and Mr. Speaker—45.

Nays—None.

Absent—Messrs. Derby, Earhart, Fisher of Multnomah, Hahn, Ladd, Miller of Linn, Morelock, Northup, Parker, Pope, Roe, Short, Thomas, Thompson and Waldo—15.

So the bill passed, and there being no objection, the title of the bill stood for the title of the Act.

Mr. Pope was granted leave of absence on account of sickness.

House bill No. 12 was read the third time.

"Shall the bill pass?"

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Apperson, Armstrong, Bean, Belknap, Blundell, Bowditch, Condon, Crook, Crosno, Derby, Fell, Fisher of Polk, Gambee, Geer, Gilham, Goodnough, Harrington, Haskell, Howard, Hunter, Jennings, Kirk, Labrie, Laughlin, Maxwell, Miller of Jackson, Moore, Moss, Napton, Paquet, Paulsen, Powell, Price, Roberts, Stafford, Weed, and Mr. Speaker—37.

Nays—Messrs. Gilbert, Hume, Layman, McCoy, Myers, Ricker, Strowbridge, Waldo, Williamson and Wilson—10.

Absent—Messrs. Earhart, Fisher of Multnomah, Hahn, Ladd, Miller of Linn, Morelock, Northup, Parker, Pope, Roe, Short, Thomas and Thompson—13.

So the bill passed, and there being no objection, the title of the bill stood for the title of the Act.

House bill No. 69 was read the third time.

"Shall the bill pass?"

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Apperson, Armstrong, Bean, Belknap, Blundell, Bowditch, Condon, Crook, Crosno, Derby, Fell, Fisher of Polk, Gambee, Geer, Gilbert, Gilham, Goodnough, Harrington, Haskell, Howard, Hume, Hunter, Jennings, Kirk, Labrie, Laughlin, Layman, Maxwell, McCoy, Miller of Jackson, Moore, Moss, Napton, Paquet, Powell, Price, Ricker, Roberts, Stafford, Strowbridge, Weed, Williamson, Wilson, and Mr. Speaker—44.

Nays—None.

Absent—Messrs. Earhart, Fisher of Multnomah, Hahn, Ladd, Miller of Linn, Morelock, Myers, Northup, Parker, Paulsen, Pope, Roe, Short, Thomas, Thompson and Waldo—16.

So the bill passed, and there being no objection, the title of the bill stood for the title of the Act.

House bill No. 107 was read the third time.

"Shall the bill pass?"

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Apperson, Armstrong, Bean, Belknap, Blundell, Bowditch, Condon, Crook, Derby, Fell, Fisher of Polk, Gambee, Geer, Gilbert, Gilham, Goodnough, Harrington, Haskell, Howard, Hume, Hunter, Kirk, Labrie, Laughlin, Maxwell, McCoy, Moore, Moss, Napton, Paquet, Paulsen, Powell, Price, Ricker, Roberts, Stafford, Strowbridge, Waldo, Weed, Williamson, and Mr. Speaker—41.

Nays—Mr. Wilson.

Absent—Messrs. Crosno, Earhart, Fisher of Multnomah, Hahn, Jennings, Ladd, Layman, Miller of Jackson, Miller of Linn, Morelock, Myers, Northup, Parker, Pope, Roe, Short, Thomas and Thompson—18.

So the bill passed, and there being no objection, the title of the bill stood for the title of the Act.

House bill No. 154 was read the third time.

Mr. R. A. Miller moved to suspend the rules and permit the Clerk to insert an amendment to house bill No. 154 at this time.

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Apperson, Armstrong, Bean, Belknap, Blundell, Bowditch, Condon, Crook, Crosno, Derby, Fell, Fisher of Polk, Gambee, Geer, Gilbert, Gilham, Goodnough, Harrington, Haskell, Howard, Hume, Hunter, Jennings, Kirk, Labrie, Laughlin, Layman, Maxwell, McCoy, Miller of Jackson, Moore, Moss, Myers, Napton, Paquet, Paulsen, Powell, Price, Ricker, Roberts, Stafford, Strowbridge, Waldo, Weed, Williamson and Wilson—46.

Nays—Mr. Speaker.

Absent—Messrs. Earhart, Fisher of Multnomah, Hahn, Ladd, Miller of Linn, Morelock, Northup, Parker, Pope, Roe, Short, Thomas and Thompson—13.

So the rules were suspended.

Mr. Miller submitted the following amendment:

"I move to amend house bill No. 154 by striking out the word "section" and the figure "2"

On his motion, the amendment was adopted and the Clerk inserted the amendment.

"Shall the bill pass?"

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Apperson, Armstrong, Bean, Belknap, Blundell, Bowditch, Condon, Crook, Crosno, Derby, Fell, Fisher of Polk, Gambee, Geer, Gilbert, Gilham, Goodnough, Harrington, Haskell, Howard, Hunter, Jennings, Kirk, Labrie, Laughlin, Layman, Maxwell, McCoy, Miller of Jackson, Moore, Moss, Myers, Napton, Paquet, Paulsen, Powell, Price, Ricker, Roberts, Stafford, Strowbridge, Waldo, Weed, Williamson, Wilson, and Mr. Speaker—46.

Nays—None.

Absent—Messrs. Earhart, Fisher of Multnomah, Hahn, Hume, Ladd, Miller of Linn, Morelock, Northup, Parker, Pope, Roe, Short, Thomas and Thompson—14.

So the bill passed, and there being no objection, the title of the bill stood as the title of the Act.

House bill No. 13 was read the third time.

Mr. Apperson moved that the house adjourn.

Lost.

"Shall the bill pass?"

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Armstrong, Bean, Belknap, Blundell, Bowditch, Condon, Crook, Crosno, Derby, Fell, Fisher of Polk, Gambee, Geer, Gilbert, Gilham, Goodnough, Haskell, Howard, Hunter, Kirk, Labrie, Laughlin, Maxwell, McCoy, Miller of Jackson, Moore, Moss, Napton, Paquet, Pope, Powell, Price, Ricker, Roberts, Strowbridge, Weed, Williamson, Wilson, and Mr. Speaker—39.

Nays—Messrs. Apperson, Hume, Jennings, Layman, Myers, Paulsen, Stafford and Waldo—8.

Absent—Messrs. Earhart, Fisher of Multnomah, Hahn, Harrington, Ladd, Miller of Linn, Morelock, Northup, Parker, Roe, Short, Thomas and Thompson—13.

So the bill passed, and there being no objection, the title of the bill stood for the title of the Act.

On motion of Mr. Bowditch, the house adjourned until 2 o'clock P. M., next Monday.

## MONDAY, FEBRUARY 4, 1889.

### AFTERNOON SESSION.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
February 4, 1889. }

The house was called to order at 2 o'clock P. M., Mr. Speaker in the chair.

The roll was called, and Messrs. Fisher of Polk, Gilbert, Pope and Powell were absent.

House opened with prayer by Rev. P. R. Burnett of Salem.

By unanimous consent, Mr. Paulsen moved to reconsider the vote by which the report on house bill No. 93 was adopted.

Carried.

Mr. Paulsen submitted the following amendment to the report:

"Strike out of the committee report on house bill No. 93 as follows: After the word 'the,' in the 8th line, strike out all down to

the word "following" in the 18th line, and in the 18th line strike out the word "reasons" and insert "statement of facts."

On motion of Mr. Paulsen, the report was adopted; and the report, as amended, was adopted.

Mr. Napton asked unanimous consent to introduce a house joint memorial.

Objection being made, consent was not given.

Mr. Armstrong asked unanimous consent to introduce a bill, previous notice having been given.

Objection being made, consent was denied.

Mr. Laughlin asked unanimous consent to introduce a bill, previous notice having been given.

Objection being made, consent was also denied.

On motion of Mr. Harrington, Hon. L. Bilyeu was invited to a seat within the bar.

House bill No. 91 was read the third time.

"Shall the bill pass?"

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Apperson, Bean, Belknap, Blundell, Bowditch, Crook, Crosno, Derby, Earhart, Fell, Fisher of Multnomah, Gambee, Geer, Gilham, Goodnough, Halin, Harrington, Haskell, Hume, Hunter, Kirk, Labrie, Ladd, Laughlin, Maxwell, McCoy, Miller of Jackson, Moore, Moss, Napton, Northup, Paquet, Parker, Paulsen, Price, Ricker, Roberts, Roe, Short, Strowbridge, Thomas, Thompson, Weed, Williamson, Wilson, and Mr. Speaker—46.

Nays—Messrs. Armstrong, Condon, Howard, Jennings, Layman, Miller of Linn, Morelock, Myers, Stafford and Waldo—10.

Absent—Messrs. Fisher of Polk, Gilbert, Pope and Powell—4.

So the bill passed, and there being no objection, the title of the bill stood as the title of the act.

The committee on engrossed bills submitted the following:

#### REPORT.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
February 4, 1889. }

*Mr. Speaker:*

Your committee on engrossed bills, to whom was referred house bills Nos. 93, 43 and 33, beg leave to report the same back to the house as correctly engrossed.

J. H. ROBERTS,  
Chairman.

The Speaker submitted the following :

MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
SALEM, Oregon,  
February 4, 1889. }

*Mr. Speaker :*

I am directed by the President to inform you that the senate has passed senate bill No. 169, being a bill for an Act to appropriate money to pay the per diem, mileage and other expenses of the fifteenth biennial session of the Oregon legislature.

And the same is herewith transmitted to you for the consideration of the house.

JOHN H. SHUPE,  
Chief Clerk.

The bill was read the first time and passed to second reading.

Mr. Roberts arose to a question of privilege and submitted the following :

*Mr. Speaker :*

I understand that Capt. Apperson feels considerably hurt about what appeared in the *Oregonian* of the 2d inst. It is not my desire to place the gentleman in a false light, and if I, on the spur of the moment, have spoken hastily, no gentleman on this floor is more ready to make amends than myself. I did not mean to say that Mr. Apperson promised to support my road bill in consideration of my vote for him for Speaker, but I certainly did understand him to say that (in talking of these road matters) he was in favor of internal improvements and that we ought to receive aid.

I again say that I regret that anything should have appeared in print that would wound the feelings of Mr. Apperson, for he is a man that I, in common with many members on this floor, hold in high esteem as a worthy member and citizen.

House bill No. 124 was read the third time.

"Shall the bill pass?"

On this question the roll was called and the vote was :

Those voting aye were :

Messrs. Armstrong, Bean, Belknap, Blundell, Bowditch, Condon, Crook, Derby, Earhart, Fell, Fisher of Multnomah, Gambee, Gilham, Goodnough, Hahn, Harrington, Haskell, Howard, Hume, Hunter, Jennings, Kirk, Labrie, Ladd, Laughlin, Layman, Maxwell, McCoy, Miller of Jackson, Miller of Linn, Moore, Morelock, Moss, Myers,



Napton, Northup, Parker, Paulsen, Price, Ricker, Roberts, Roe, Short, Stafford, Strowbridge, Thomas, Thompson, Waldo, Weed, Williamson, Wilson, and Mr. Speaker—52.

Nays—Messrs. Apperson, Geer and Paquet—3.

Absent—Messrs. Crosno, Fisher of Polk, Gilbert, Pope and Powell—5.

So the bill passed, and there being no objection, the title of the bill stood as the title of the Act.

The Speaker submitted the following message from the Governor:

MESSAGE FROM THE GOVERNOR.

EXECUTIVE DEPARTMENT,  
SALEM, Oregon,  
February 4, 1889. }

*To the Honorable, the Speaker of the House :*

I am directed by the Governor to inform you that he has approved and signed the following bills:

House bill No. 14, a bill for an Act to change the name of the town of Averill.

House bill No. 60, an Act to change the time of holding the terms of the county court of Tillamook county.

Senate bill No. 54, an Act to authorize the construction of a bridge across the Willamettee river between Marion and Yamhill counties, in the State of Oregon.

And the same have been this day filed in the office of the Secretary of State.

WM. A. MUNLY,  
Private Secretary.

The Speaker submitted the following:

MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
SALEM, Oregon,  
February 4, 1889. }

*Mr. Speaker :*

I am directed by the President to inform you that he has signed house joint memorial No. 2 and house bill No. 52.

And the same are herewith transmitted.

JOHN H. SHUPE,  
Chief Clerk.

House bill No. 68 was read the third time.

"Shall the bill pass?"

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Apperson, Armstrong, Bean, Belknap, Blundell, Bowditch, Condon, Crosno, Derby, Earhart, Fell, Fisher of Multnomah, Gambee, Geer, Goodnough, Hahn, Harrington, Haskell, Howard, Hume, Hunter, Jennings, Kirk, Labrie, Ladd, Laughlin, Layman, Maxwell, McCoy, Miller of Jackson, Miller of Linn, Moore, Morelock, Moss, Myers, Napton, Parker, Paulsen, Price, Ricker, Roe, Short, Stafford, Strowbridge, Thomas, Thompson, Waldo, Weed, Williamson, Wilson, and Mr. Speaker—51.

Nays—Messrs. Crook, Northup, Paquet and Roberts—4.

Absent—Messrs. Fisher of Polk, Gilbert, Gilham, Pope and Powell—5.

So the bill passed, and there being no objection, the title of the bill stood for the title of the Act.

House bill No. 102 was read the third time.

"Shall the bill pass?"

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Apperson, Armstrong, Bean, Belknap, Bowditch, Condon, Crook, Crosno, Derby, Fell, Fisher of Multnomah, Geer, Gilham, Goodnough, Hahn, Harrington, Haskell, Howard, Hume, Hunter, Jennings, Kirk, Labrie, Ladd, Laughlin, Layman, Maxwell, McCoy, Miller of Linn, Moore, Morelock, Moss, Northup, Paquet, Parker, Paulsen, Price, Ricker, Roberts, Roe, Short, Stafford, Strowbridge, Thomas, Thompson, Waldo, Weed, Williamson, Wilson, and Mr. Speaker—50.

Nays—None.

Absent—Messrs. Blundell, Earhart, Fisher of Polk, Gambee, Gilbert, Miller of Jackson, Myers, Napton, Pope and Powell—10.

So the bill passed, and there being no objection, the title of the bill stood for the title of the Act.

The Speaker submitted the following:

#### MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
SALEM, Oregon,  
February 4, 1889. }

*Mr. Speaker :*

I am directed by the President to inform you that senate joint memorials Nos. 3, 4, 5 and 6 have been reported as correctly enrolled.

And the same are herewith transmitted for your signature.

JOHN H. SHUPE,  
Chief Clerk.

The Speaker announced that he was about to sign senate joint memorials Nos. 3, 4, 5 and 6, and soon thereafter that he had signed them.

House bill No. 30 was read the third time.

"Shall the bill pass?"

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Apperson, Armstrong, Bean, Belknap, Blundell, Crook, Derby, Earhart, Fell, Fisher of Multnomah, Gambee, Geer, Gilham, Goodnough, Hahn, Harrington, Haskell, Hume, Hunter, Kirk, Labrie, Ladd, Laughlin, Maxwell, McCoy, Moore, Moss, Napton, Northup, Paquet, Parker, Paulsen, Ricker, Roberts, Roe, Short, Strowbridge, Thomas, Thompson, Weed, Williamson, Wilson, and Mr. Speaker—43.

Nays—Messrs. Bowditch, Howard, Jennings, Layman, Miller of Linn, Morelock, Myers, Price, Stafford and Waldo—10.

Absent—Messrs. Condon, Crosno, Fisher of Polk, Gilbert, Miller of Jackson, Pope and Powell—7.

So the bill passed, and there being no objection, the title of the bill stood for the title of the Act.

The Speaker submitted the following:

#### MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
SALEM, Oregon,  
February 4, 1889. }

*Mr. Speaker:*

I am directed by the President to inform you that senate joint resolutions Nos. 2 and 3 have been reported correctly enrolled.

And the same are herewith transmitted for your signature.

JOHN H. SHUPE,  
Chief Clerk.

The Speaker announced that he was about to sign senate joint resolutions Nos. 2 and 3, and soon thereafter that he had signed them.

## MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
SALEM, Oregon,  
February 4, 1889. }

*Mr. Speaker :*

I am directed by the President to inform you that senate bills Nos. 17 and 34 have been reported correctly enrolled.

And the same are herewith transmitted for your signature.

JOHN H. SHUPE,  
Chief Clerk.

The Speaker announced that he was about to sign senate bills Nos. 17 and 34, and soon thereafter that he had signed them.

House bill No. 87 was read the third time and, on the request of Mr. Jennings, was withdrawn from further consideration of the house.

House bill No. 155 was read the third time.

"Shall the bill pass?"

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Apperson, Armstrong, Bean, Belknap, Bowditch, Condon, Crook, Crosno, Derby, Earhart, Fell, Fisher of Multnomah, Gambee, Geer, Gilham, Goodnough, Hahn, Harrington, Haskell, Howard, Hume, Hunter, Jennings, Kirk, Labrie, Ladd, Laughlin, Layman, McCoy, Miller of Jackson, Miller of Linn, Moore, Morelock, Moss, Myers, Paquet, Parker, Paulsen, Price, Ricker, Roe, Short, Stafford, Strowbridge, Thomas, Thompson, Waldo, Weed, Williamson, Wilson, and Mr. Speaker—51.

Nays—Mr. Napton.

Absent—Messrs. Blundell, Fisher of Polk, Gilbert, Maxwell, Northup, Pope, Powell and Roberts—9.

So the bill passed, and there being no objection, the title of the bill stood as the title of the Act.

House bill No. 33 was read the third time.

Messrs. Roe and Hunter demanded a call of the house.

The roll was called and those absent were Messrs. Bean, Blundell, Crook, Fisher of Polk, Gilbert, Myers, Northup, Paquet, Pope and Powell.

A quorum being present, on motion of Mr. Harrington, further proceedings under the call of the house were dispensed with.

"Shall house bill No. 33 pass?"

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Apperson, Armstrong, Bean, Belknap, Blundell, Bowditch, Condon, Crosno, Earhart, Fell, Fisher of Multnomah, Gambee, Geer, Gilham, Goodnough, Hahn, Harrington, Haskell, Howard, Hume, Hunter, Jennings, Kirk, Labrie, Ladd, Laughlin, Layman, Maxwell, McCoy, Miller of Jackson, Miller of Linn, Moore, Morelock, Moss, Myers, Napton, Northup, Paquet, Parker, Paulsen, Price, Ricker, Roberts, Roe, Short, Stafford, Strowbridge, Thomas, Thompson, Waldo, Weed, Williamson, Wilson, and Mr. Speaker—54.

Nays—Mr. Derby.

Absent—Messrs. Crook, Fisher of Polk, Gilbert, Pope and Powell—5.

So the bill passed, and there being no objection, the title of the bill stood as the title of the Act.

House bill No. 43 was read the third time and, on motion of Mr. Northup, the bill was referred to the committee of the whole house and made a special order for to-morrow, February 5, at 11 o'clock A. M.

House bill No. 93 was read the third time.

"Shall the bill pass?"

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Belknap, Crook, Crosno, Fell, Fisher of Multnomah, Gambee, Gilham, Goodnough, Hahn, Harrington, Haskell, Hume, Hunter, Kirk, Labrie, Ladd, Maxwell, McCoy, Miller of Jackson, Moore, Moss, Northup, Parker, Pope, Powell, Ricker, Roberts, Roe, Strowbridge, Thomas, Thompson, Weed and Wilson—33.

Nays—Messrs. Apperson, Armstrong, Bowditch, Condon, Derby, Fisher of Polk, Geer, Howard, Jennings, Laughlin, Layman, Miller of Linn, Morelock, Myers, Napton, Paquet, Paulsen, Price, Short, Stafford, Waldo, Williamson, and Mr. Speaker—23.

Absent—Messrs. Bean, Blundell, Earhart and Gilbert—4.

So the bill passed, and there being no objection, the title of the bill stood as the title of the Act.

On motion of Mr. Maxwell, the house adjourned.

TUESDAY, FEBRUARY 5, 1889.

MORNING SESSION.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
February 5, 1889. }

House called to order at 10 o'clock A. M., Mr. Speaker in the chair.

The roll was called, and Messrs. Earhart, Gilbert, Hunter, Maxwell, R. A. Miller, Myers, Paquet, Thomas and Waldo were absent. House opened with prayer by Rev. W. Rollins of Salem.

On motion of Mr. Hume, the reading of the journal was dispensed with.

By unanimous consent, Mr. Crosno introduced house resolution No. 24.

#### HOUSE RESOLUTION NO. 24.

*Resolved by the House,* That the Secretary of State is hereby instructed to furnish each member of the house with a map showing the boundary lines of the several counties of the State.

Which, on his motion, was adopted.

Under the eleventh order of business, house joint resolution No. 8 was read.

Mr. Apperson moved its adoption.

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Apperson, Armstrong, Bean, Blundell, Bowditch, Condon, Crook, Crosno, Derby, Fell, Fisher of Polk, Fisher of Multnomah, Gambee, Geer, Gilbert, Gilham, Goodnough, Hahn, Harrington, Howard, Hume, Hunter, Jennings, Kirk, Labrie, Ladd, Laughlin, Layman, Maxwell, McCoy, Miller of Jackson, Miller of Linn, Moore, Morelock, Moss, Myers, Napton, Northup, Paquet, Parker, Paulsen, Pope, Powell, Price, Ricker, Roberts, Roe, Short, Stafford, Strowbridge, Thompson, Weed, Williamson, Wilson, and Mr. Speaker—55.

Nays—Mr. Waldo.

Absent—Messrs. Belknap, Earhart, Haskell and Thomas—4.

So house joint resolution No. 8 was adopted.

By unanimous consent, the committee on corporations submitted the following:

#### REPORT.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
January 31, 1889. }

*Mr. Speaker:*

Your committee on corporations, to whom was referred house bill No. 157, beg leave to report that they have had the same under consideration, and would respectfully report it back to the house with the recommendation that it do pass, with the following amendments:

## FIRST AMENDMENT.

To amend subdivision 3, of section 17, by inserting after the words "one dollar" the words "per annum," and by inserting in the same subdivision after the words "two dollars" the words "per annum," and by inserting in the same subdivision after the word "work" the words "per annum."

## SECOND AMENDMENT.

Amend subdivision 5, of section 17, by adding the following words: "*Provided*, That no license for the sale of spirituous, vinous or malt liquors shall be issued for a sum less than the amount required by the general laws of the State of Oregon for the sale of spirituous, vinous or malt liquors in force at the time thereof."

R. R. LAUGHLIN,  
Chairman.

On motion of Mr. Laughlin, the report was adopted.

House joint memorial No. 10 was read and, on motion of Mr. Paulsen, was adopted.

The committee on engrossed bills submitted the following :

## REPORT.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
February 5, 1889. }

*Mr. Speaker :*

Your committee on engrossed bills, to whom was referred house bill No. 108, beg leave to report the same back to the house as correctly engrossed.

J. H. ROBERTS,  
Chairman.

House joint memorial No. 7 was read and, on motion of Mr. Thompson, was adopted.

Mr. Laughlin presented a petition from many citizens praying for the taxation of church property.

Several petitions were read pertaining to the State agricultural college, which, on motion of Mr. Paulsen, were referred to the special committee appointed to examine and report on that institution.

A petition from the city of Portland relating to sidewalks was

read and, on motion of Mr. Northup, was referred to Portland delegation.

A remonstrance from the citizens of Clackamas county was presented, protesting against the passage of house bill No. 34.

On motion of Mr. Ladd, it was referred to special committee of which Mr. Pope was chairman.

Mr. Napton introduced house joint memorial No. 11.

#### HOUSE JOINT MEMORIAL NO. 11.

WHEREAS, The Samoan islands have practically been taken possession of by the German government, and martial law declared therein by said government against international law and against the treaty rights of the United States; and,

WHEREAS, The United States have too long treated foreign governments with a leniency inconsistent with the high position which our country, the first among nations in wealth and military power, occupies amongst the nations of the earth; and,

WHEREAS, The United States is in a position, not only mildly to protest against, but imperially to dictate to any government in Europe, its colonial policy; and,

WHEREAS, Our high position places us under an obligation to show to the nation of the Old World our policy, which is subservient to law and repugnant to the arrogant and pragmatic presumptions of governments which do not derive their powers, just or unjust, from their people.

*Resolved*, That we ask the assistance of our Senators and Representative in congress in pressing upon the attention of the administration the wisdom, expediency and necessity of showing by measures, however drastic to foreign government and the German government in particular, that we will no longer permit the rights of an American citizen in any part of the world, or the high respect due to our flag, to be ignored, attacked or questioned.

*Resolved*, That they be requested to issue an ultimatum to Germany immediately to make the *amende honorable* in all the questions concerning the Samoan trouble, and to place the two nations, without further delay, in the position in which they were before the occurrence of said difficulty.

House joint memorial No. 11 was laid over one day under the rules.

Mr. Hume presented a petition which was to accompany house bill No. 158 when that bill was read the second time.

Mr. Paulsen introduced a resolution praying the legislative assembly to not pass any law against the coloring of butter.



Also a petition protesting against the change of text-books in the common schools.

The petitions were laid over one day under the rules.

House joint memorial No. 12. Introduced by Mr. Maxwell:

#### HOUSE JOINT MEMORIAL NO. 12.

*To the Honorable the Senate and House of Representatives of the United States:*

Your memorialists, the legislative assembly of the State of Oregon, respectfully represent that the Act of congress of June 3, 1878, entitled, "An Act for the sale of timber lands in the States of California, Oregon; Nevada and in Washington Territory," as at present enforced and construed, works a needless hardship and expense on applicants for land under the provisions of said Act. Wherefore your memorialists pray that said law be so amended that applicants for the benefit of said Act may make their applications and final proof before the county clerk of the county in which said land is situated the same as under the pre-emption and homestead law, and your memorialists will ever pray.

The memorial was laid over one day under the rules.

Mr. Paquet gave notice that he would, on to-morrow or some future day, introduce a bill for an Act to incorporate the town of Oregon City.

Also, by request, a bill to provide for the incorporating of limited liability societies in the State.

Order of business:

#### REPORTS OF STANDING COMMITTEES.

The committee on elections submitted the following:

#### REPORT.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
February 5, 1889. }

*Mr. Speaker:*

Your committee on elections to whom was referred senate bill No. 41, beg leave to report that they have had the same under consideration, and would respectfully report it back to the house with the recommendation that it do pass.

J. N. WILLIAMSON,  
Chairman.

## REPORT.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
February 5, 1889. }

*Mr. Speaker :*

Your committee on elections, to whom was referred house bill No. 113, beg leave to report that they have had the same under consideration, and would respectfully report it back to the house without recommendation.

J. N. WILLIAMSON,  
Chairman.

The committee on ways and means submitted the following:

## REPORT.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
January 31, 1889. }

*Mr. Speaker :*

Your committee on ways and means, to whom was referred house bill No. 145, beg leave to report that they have had the same under consideration, and would respectfully report it back to the house with the recommendation that it do not pass.

J. T. APPERSON,  
Chairman.

The committee on education submitted the following:

## REPORT.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
February 5, 1889. }

*Mr. Speaker :*

Your committee on education, to whom was referred house bill No. 67, beg leave to report that they have had the same under consideration, and would respectfully report it back to the house with the recommendation that it do pass with the following amendment:

## AMENDMENT.

Strike out all after the words "H. B. No. 67. Introduced by Mr. Paquet," and insert the following :

## A BILL

For an Act to amend section 2590 of the miscellaneous laws of Oregon, as compiled and annotated by W. Lair Hill, being a part of title III, chapter XVI, relating to education.

*Be it enacted by the Legislative Assembly of the State of Oregon :*

Section 1. That section 2590 of the miscellaneous laws of Oregon, as compiled and annotated by W. Lair Hill, be and the same is hereby amended so as to read as follows:

Sec. 2590. The duties of the superintendent shall be as follows:

First—He shall lay off his county into convenient school districts, and may also make alterations and changes in the same when petitioned so to do, in the manner hereinafter specified, and he shall make a record showing the boundaries and numbers of all the districts in his county so established and altered.

Second—He shall, when he establishes a new district, immediately notify in writing some taxable inhabitant of such district, giving in such notice the number and boundaries thereof; and when he makes alterations he shall immediately in the manner aforesaid notify the directors of all the districts concerned.

Third—He may establish new districts, when not already laid off, on petition of three legal voters of each proposed new district, but shall not make any changes in the districts of his county unless petitioned so to do by a majority of the legal voters of each district concerned in the change; *provided*, that in large districts having fifty scholars or more, who, by reason of distance from the school house it is impracticable for a portion of the children of school age to attend the school, the county superintendent may, in his discretion, form a new district upon the application of persons representing fifteen children of school age or more.

Fourth—When changes are made in district boundaries as heretofore set forth, or when any district shall be divided into two or more parts for school purposes, the existing board of directors and clerk shall continue to act for both or all of the new districts, or parts of districts, until such districts or parts of districts shall have been regularly organized by the election of directors and clerks as hereinafter set forth in sections 30, 31, 32 and 33, title IV, of the school law. The respective boards of all the districts concerned shall immediately after such organization, make an equitable division of the then existing assets and liabilities between the old and new districts or between the districts already existing and affected by such change; and in case of a failure to agree within

ten days from the time of such organization, the matter shall be decided by a board of disinterested arbitrators chosen by the directors of the several districts concerned. The arbitrators' decision in the premises shall be final. The said board of arbitrators shall consist of three members, of whom the county superintendent shall be a member and *ex-officio* chairman. Each member of the board of arbitrators shall be entitled to the sum of two dollars net per day for each day's services while sitting in their official capacity, and the expenses thus occurring shall be equally apportioned among the several districts interested. Assets shall include all school property and moneys belonging to the districts at the time of the division. Liabilities shall include all debts for which the district, in its corporate capacity, is liable at the time of the division. In determining the assets, school property shall be estimated at its present cash value. The assets and liabilities shall be divided equally between the districts, in proportion to the last assessed value of the property, real and personal, and the district retaining the real property shall pay to the other district or districts concerned such sum or sums as shall be determined in accordance with the prior provisions of this section; *provided*, that all funds arising (and that shall arise in the current year in which such division is made) from the five mill county tax or the irreducible State school fund shall be divided in proportion to the number of persons between the ages of four and twenty years who are actual residents of the districts at the time of the division.

Fifth—He shall, on the third Monday in April and the third Monday in August of each year, make an apportionment of the entire school fund then in the county treasury in the following manner: Of the school fund in the treasury of his county that has been collected in pursuance of the school tax levy of the county court of his county, he shall apportion the sum of fifty dollars once a year to each of the several districts of his county, that has reported to him as required by law, and all the balance of the school funds, of whatever nature thereafter remaining in the treasury of his county, shall be apportioned by him among the several districts of his county that have reported to him as required by law, in proportion to the number of persons in each district over the age of four years and under twenty years; *provided*, that if at the time of making such apportionment there shall not be a sufficient sum of money in the treasury of his county of the school funds collected in pursuance of the school tax levy of the county court of his county, to enable him to apportion to each district in his county that has reported to him as required by law the sum of fifty dollars; then in that case he shall apportion the entire amount of school fund then

in the treasury that has been collected in pursuance of the school tax levy of the county court of his county pro rata among such districts of his county as have reported to him according to law. As soon as he shall have made such apportionment he shall draw orders on the treasurer in favor of the districts for their respective shares and immediately transmit the same to the clerks of their respective districts; *provided*, that the superintendent shall not issue nor issue any warrant to any clerk for school funds for any district until the clerk's bond provided for by law shall have been received, examined, approved by the county superintendent and filed by him in his office as part of the permanent records thereof.

Sixth—He shall keep a book in which he shall open an account with the treasurer of his county; also with the several districts. He shall charge the treasurer with all the school funds going into his hands, and when the treasurer shall present to him the district clerks' receipts, he shall credit the treasurer with the amount. When the superintendent shall have made any yearly apportionment of the school fund he shall credit each district with the amount set apart to it, and on receiving the receipts of the clerk of a district from the treasurer he shall charge the amount to such district.

Seventh—He shall take good care of the school lands of his county, and if any person shall in any manner trespass upon the same, he shall prosecute them for double the amount of damage done said land, said sum to be paid into the county treasury and shall belong to the school fund of the county; *provided*, that the board of school land commissioners shall furnish to each school superintendent in the State for his office the necessary plats and numbers to fully show the location of all the school lands in his county.

Eighth—All persons applying for certificates with the intention of teaching in any county shall be examined in the following branches, viz.: orthography, reading, writing, mental arithmetic, written arithmetic, English grammar, geography, modern history, theory of teaching, physiology, hygiene; and if they possess a good moral character and pass examination as hereafter set forth, they shall receive certificates of the following form, to-wit:

## FORM OF CERTIFICATE.

No. ....	Good for ..... months.	<b>TEACHERS' CERTIFICATE.</b>	
<p>I hereby certify that ..... has passed an examination          is of good moral character, and that .....          in the following branches with annexed results :</p>			
Orthography ..... Reading ..... Writing ..... Geography ..... Mental Arithmetic ..... Written Arithmetic ..... English Grammar ..... Modern History ..... Physiology and Hygiene ..... Theory of Teaching .....	Orthography ..... Reading ..... Writing ..... Geography ..... Mental Arithmetic .....	Written Arithmetic ..... English Grammar ..... Modern History ..... Physiology and Hygiene ..... Theory of Teaching .....	
<p>Dated ..... 18..</p> <p>Expires ..... 18..</p> <p style="text-align: center;">Grade.</p> <p>General Average .....</p> <p>County of ..... State of Oregon.</p>			
<p style="text-align: center;">County School Superintendent.</p> <p style="text-align: center;">..... } Assistant Examiners.</p>			

In each county there shall be a board of county examiners composed of the county superintendent, who shall be *ex-officio* chairman of the board, and two competent persons, who shall be appointed by the county superintendent and shall serve one year from the time of their respective appointments, and each member of said board shall receive for his services the sum of three dollars per day for the time actually employed in conducting the quarterly examinations hereinafter provided for. The board, two of whom shall constitute a quorum, shall hold quarterly examinations, commencing at noon on the last Wednesday of each of the following months, viz.: February, May, August and November of each year, at such places as may be designated by the county superintendent (who shall give ten days' notice of all examinations) publicly examine such persons proposing to teach in the public schools of the county as to their competency to teach the branches prescribed by law; and such board of examiners shall issue certificates as hereinafter provided to all such applicants as shall pass the required examination and satisfy the board as to their good moral character and ability to teach and govern schools successfully; *provided further*, that the time hereinbefore stated for the commencement of the quarterly examinations of each year shall be absolute and uniform in each and every county in the State. Boards of examiners shall be paid for their services as provided for in this Act, which claims for services shall be certified to by the board of examiners and audited by the county court, who shall order warrants drawn quarterly upon the general fund of the county.

Certificates issued by the board of examiners shall be of three grades, first, second and third, and shall continue in force respectively, three years, two years and one year, as follows:

Certificates of the first grade shall not be issued to persons under eighteen years of age, nor to such as have not taught at least twelve school months with approved success. Certificates of the first grade shall certify that the person to whom issued is proficient in and has passed satisfactory examination in all the branches required by law; *provided*, that persons who receive first-grade certificates shall make a general average of not less than ninety per cent of all questions asked, and in no case shall a person receive a certificate of the first grade who shall fall below seventy per cent in one branch. First-grade certificates shall be valid only throughout the county where given, and must be issued at the quarterly public examination; *provided further*, that such first-grade certificates shall not be issued to the same person more than once.

Ninth—Certificates of the second grade may be issued to persons of not less than seventeen years of age, who have taught successfully

not less than three school months, and who shall fully satisfy the examining board as to their ability to teach all the branches required by law; *provided*, that persons receiving second-grade certificates shall make a general average of not less than eighty per cent in all the branches prescribed by law, and in no case shall a person receive a second-grade certificate who falls below sixty per cent in any one branch. All second-grade certificates must be obtained at public examinations, and shall not be issued to the same person more than once. Certificates of this grade shall not be renewed, and shall not be valid out of the county where given.

Certificates of the third grade shall be valid only throughout the county in and for which they were granted for one year; and must be obtained at public examinations; *provided*, that persons who receive a third-grade certificate shall make a general average of not less than seventy per cent in all branches required by law, and in no case shall a person receive a third-grade certificate who falls below forty per cent in any one branch. Certificates of the third grade shall not be renewed and shall not be issued to the same person more than once. All certificates issued under this Act shall be valid only throughout the county in and for which they were granted. A fee of one dollar shall be charged for each certificate obtained at the public examinations, which fees shall form a fund to defray the expenses of teachers' county institutes. All fees received for certificates at public examinations shall be receipted for by the superintendent and shall be paid by him to the county treasurer, taking his receipt therefor. All fees received from this source by the county treasurer must be credited to the county institute fund.

Temporary certificates, or permits, may be granted by the county superintendent in case of necessity, valid only in the county where issued, and valid only until the next regular quarterly examination thereafter held by the county board of examiners; *provided*, that no such temporary certificates, or permits, shall be granted more than once to the same person nor an applicant who fails in an examination at the last regular public examination held by the county board of examiners.

The county superintendent shall charge a fee of two dollars and fifty cents for each and every temporary certificate or permit, in advance, which fees shall be receipted for by the county superintendent to the applicants receiving the said permits; *provided*, that the said fees shall be paid by the county superintendent to the county treasurer, taking his receipt therefor, and which shall be credited to the county institute fund; *provided further*, that teachers who have secured first-grade certificates, in accordance with the



provisions of this Act, shall be entitled to receive a first-grade certificate without further examination, provided they have taught three years successfully in the public schools of this State and are recommended by the county superintendent and the county board of examiners for the same, and have paid the fees as required by section 2582 of the general laws of Oregon.

Teachers who hold State certificates, as above set forth, and have taught four years successfully in the public schools of this State, shall be entitled to a State diploma, provided they pass an examination before the county superintendent, or the board of county examiners, in book-keeping, composition and physical geography, and are recommended by the county superintendent and county board of examiners, and have paid the fees as required by section 2582 as aforesaid.

Teachers who hold State diplomas, as above described, and have taught not less than six years successfully in the public schools of this State, shall be entitled to receive a State life diploma, provided they pass an examination before the county superintendent, or the board of county examiners, in the additional branches of algebra, English literature, Oregon school law and general history, and present a recommendation from the county superintendent and board of county examiners, and have paid the required fee as set forth in section 2582 aforesaid; *provided further*, that the questions for all the above-mentioned additional examinations shall be of the same grade as those commonly used in State examinations, and shall be furnished by the State board of examiners to the State board of education, who shall distribute them to county boards of examiners.

In lieu of the fees heretofore received by the county superintendent from fees for teachers' certificates, he shall receive annually the sum of two dollars and fifty cents for each and every district in his county making the usual annual report as required by law, and as set forth in section 42 of the school laws, which amount shall be allowed and ordered paid out of the general funds of the county by the county court.

Tenth—He shall visit the schools taught in his county at least once in a year, and shall seek to aid, instruct and inspire teachers to employ the best methods of teaching, governing and conducting their schools; and he shall, if necessary, secure the proper classification of pupils, the arrangement of courses of study, and the care and protection of school property. He shall study to awaken among parents and children a deeper interest in the public schools so as to secure improved attendance, deportment and scholarship of pupils, and more frequent visits of parents and school directors. He shall carefully observe the condition of the school house and surroundings, note all defects and notify the board of directors of the same.

Eleventh—He shall receive the reports of all districts of his county, and shall by the first Monday of April of each year make out his record, kept for that purpose, a general report, adding such suggestions thereto as he may deem of importance to the cause of education, and transmit a copy thereof to the Superintendent of Public Instruction.

Twelfth—He shall, by the 30th of June of each year, make out a finance report to the county court, showing the amount of moneys assessed and collected at county expense and applied to county schools during the year ending the first Monday of April previous.

Thirteenth—He shall turn over to his successor in office, when he shall have qualified as required by this Act, all books and papers belonging to his office.

Fourteenth—He shall hear, examine and decide appeals from district officers and teachers without cost to the appellants, and subject to appeal to the Superintendent of Public Instruction.

Fifteenth—He shall arrange a course of study for county schools when practicable.

Sixteenth—He shall have an advisory power in the location of school houses and in the selection of teachers.

Seventeenth—He shall make special reports of important matters relating to the public schools in his county when necessary and when required by the Superintendent of Public Instruction.

Eighteenth—He shall act as *ex officio* member of the State board of examiners, and shall assist in State examinations when directed by the Superintendent of Public Instruction.

Nineteenth—He shall have power to appoint a deputy whenever the same may become expedient and necessary, but no salary shall be paid such deputy out of the public school or general fund of the county.

Twentieth—He shall advise and consult with the boards of directors relative to the construction, warming, ventilation and arrangements of school houses, the improving and adorning of school grounds, methods of instruction and discipline in the schools, and the condition of school houses, sites and out buildings and appendages of the district generally.

Twenty-first—He shall use a uniform series of blank reports, registers, receipts, etc., whenever the same shall be provided by the State.

Twenty-second—In order to develop to higher degrees of excellence the work of public school education in each county, and to secure that attention and aid which their importance demands, it shall be the duty of the county superintendent to organize and hold local institutes and educational meetings in various parts of the

county at such times and places as he may deem most expedient, and he shall secure at these meetings, as far as practicable, the attendance and co-operation of school officers, teachers and parents. For these special services the county superintendent shall receive the sum of three dollars per day and necessary traveling expenses, which accounts shall be audited by the county court quarterly and paid by the county treasurer on warrants of the county clerk drawn on the general fund of the county.

Twenty-third—The county superintendent shall hold annually a teachers' county institute for a term not less than three days for the instruction of teachers and those desiring to teach, and all teachers in the public schools of his county shall be required to attend, and the county superintendent may, at his discretion, revoke the certificate, reduce the grade, or refuse to grant a certificate to any teacher who refuses to attend the county institute without cause. The county superintendent shall receive the assistance and co-operation of the Superintendent of Public Instruction in holding annual institutes. Every teacher attending an annual county institute held in accordance with the provisions of this Act, shall be given by the county superintendent a certificate setting forth at what sessions of said institute such teacher shall have been in attendance, and any teacher who shall have closed his or her school for not more than two days in order to attend said institute shall not forfeit his or her wages as teacher during such time as he or she shall have been in attendance at said institute, and the certificate hereinbefore provided shall be evidence of such attendance; *provided*, that if the institute is held during the session of school, that such directors shall be required to grant two days' time of actual school service to their teachers to attend the said institute, during which said two days' time their pay as teachers shall continue. For the purpose of defraying the current expenses of the annual institute, such as rooms, lights, expenses of lecturers and instructors, etc., the county superintendent shall draw an order on the county treasurer for such a sum as may be necessary to defray the expenses of said institute, which sum the county treasurer shall pay; *provided*, that such sum shall not exceed the amount of institute fund in the county treasury. The county clerk shall audit the annual institute account of the county superintendent, which account shall be filed in the county clerk's office.

Twenty-fourth—The county commissioners shall provide the county superintendent with a plat of the boundaries of the several school districts of his county, showing the property owners therein, and where present boundaries are uncertain or conflicting, shall have power to establish or correct them. The county commissioners

shall also provide the county school superintendent with all necessary blanks, blank books, stationery, postage, expressage and other expenses of his office not otherwise provided for, which said expense shall be paid for from the general fund of the county.

J. E. BLUNDELL,  
Chairman.

On motion of Mr. Jennings, the report was ordered printed.  
The Speaker submitted the following:

MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
SALEM, Oregon,  
February 5, 1889. }

*Mr. Speaker :*

I am directed by the President to inform you that senate bill No. 21 has been reported correctly enrolled.

And the same is herewith transmitted for your signature.

JOHN H. SHUPE,  
Chief Clerk.

The Speaker announced that he was about to sign senate bill No. 21, and soon thereafter stated that he had signed it.

The committee on education submitted the following:

REPORT.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon,  
January 28, 1889. }

*Mr. Speaker :*

Your committee on education, to whom was referred house bill No. 94, beg leave to report that they have had the same under consideration, and would respectfully report it back to the house with the recommendation that it do pass, amended as follows:

FIRST AMENDMENT.

Sec. 2584. The State board may, at their discretion, grant without examination, diplomas and certificates to persons presenting authenticated diplomas or certificates from other States of the like grade and kind as those granted by the board of this State, and may also grant to the graduates of chartered colleges and universities of this

State a State diploma as is now authorized by law, and after six years of successful teaching in the State of Oregon, shall be entitled to the State life diploma, as now provided by law; *provided*, that said graduates shall be required to pass such examinations as may be prescribed and approved by the State board of education, which examinations shall be held annually, at the close of each school year, at the seats of said chartered colleges and universities, by the presidents of said institutions, who shall be *ex officio* members of the State board of examiners; *provided further*, that such graduates of said institutions shall not receive State diplomas, as aforesaid, unless they are males over twenty-one years of age, or, if females, over eighteen years of age, and have paid the required fee for said diplomas.

#### SECOND AMENDMENT.

The questions for the annual examinations hereinbefore mentioned shall be prepared by the State board of education, and shall be of the same grade as those now prescribed for the examination of the graduates of State normal schools under the laws of this State; *provided*, that all papers and manuscripts of said examinations shall be filed in the State department of public instruction.

J. E. BLUNDELL,  
Chairman.

On motion of Mr. Roberts, the amendments were adopted.  
The committee on education submitted the following:

#### REPORT.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
January 31, 1889. }

*Mr. Speaker:*

Your committee on education, to whom was referred house bill No. 137, beg leave to report that they have had the same under consideration, and would respectfully report it back to the house with the recommendation that it do pass, with the following amendment, which is added as an emergency clause:

#### AMENDMENT.

At the end of the printed bill insert:

Section 2. This Act shall be in full force and effect from and after its approval by the Governor.

J. E. BLUNDELL,  
Chairman.

On motion of Mr. Blundell, the report and amendments were adopted.

## REPORT.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
January 30, 1889. }

*Mr. Speaker :*

Your committee on education, to whom was referred house bill No. 104, beg leave to report that they have had the same under consideration, and would respectfully report it back to the house with the recommendation that it do pass.

J. E. BLUNDELL,  
Chairman.

The hour of 11 o'clock having arrived the house resolved itself into a committee of the whole to consider house bill No. 43.

Mr. Gilbert in the chair.

After a time spent therein, on motion of Mr. Pope, adjourned.

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AFTERNOON SESSION.

The house was called to order at 2 o'clock P. M., Mr. Speaker in the chair.

The roll was called, and Messrs Crook, Fell, Goodnough, Haskell, R. C. Miller, Northup and Thompson were absent.

On motion of Mr. Layman house bill No. 43 was recalled from the committee of the whole and ordered to third reading.

Mr. Hume moved to suspend the rules and read senate bill No. 169 the second time by title now.

On this question the roll was called and the vote was :

Those voting aye were:

Messrs. Armstrong, Bean, Belknap, Blundell, Bowditch, Condon, Crosno, Derby, Fisher of Polk, Fisher of Multnomah, Gambee, Geer, Gilbert, Gilham, Goodnough, Hahn, Harrington, Hume, Hunter, Jennings, Kirk, Labrie, Laughlin, Layman, Maxwell, McCoy, Miller of Jackson, Miller of Linn, Moore, Morelock, Moss, Myers, Napton, Northup, Paulsen, Pope, Powell, Price, Roberts, Roe, Stafford, Stowbridge, Thompson, Waldo, Weed, Williamson, Wilson and Mr. Speaker—48.

Nays—Messrs. Apperson, Ladd, Paquet, Parker and Short—5.

Absent—Messrs. Crook, Earhart, Fell, Haskell, Howard, Ricker, and Thomas—7.

So the rules were suspended and senate bill No. 169 was read the second time.

Mr. Hume moved to suspend the rules and read senate bill No. 169 the third time by title now.

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Apperson, Armstrong, Bean, Belknap, Blundell, Bowditch, Condon, Crosno, Derby, Earhart, Fell, Fisher of Polk, Fisher of Multnomah, Gambee, Geer, Gilbert, Gilham, Goodnough, Hahn, Harrington, Haskell, Hume, Hunter, Jennings, Kirk, Labrie, Ladd, Laughlin, Layman, Maxwell, McCoy, Miller of Jackson, Miller of Linn, Moore, Morelock, Moss, Myers, Napton, Northup, Paquet, Parker, Paulsen, Pope, Powell, Price, Roberts, Roe, Short, Stafford, Strowbridge, Thomas, Thompson, Waldo, Weed, Williamson, Wilson, and Mr. Speaker—57.

Nays—Mr. Ricker—1.

Absent—Messrs. Crook and Howard—2.

So the rules were suspended and senate bill No. 169 was read the third time.

“Shall the bill pass?”

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Apperson, Armstrong, Bean, Belknap, Blundell, Bowditch, Condon, Crosno, Derby, Earhart, Fisher of Polk, Fisher of Multnomah, Gambee, Geer, Gilbert, Gilham, Goodnough, Hahn, Harrington, Haskell, Hume, Hunter, Jennings, Kirk, Labrie, Ladd, Laughlin, Layman, Maxwell, McCoy, Miller of Jackson, Miller of Linn, Moore, Morelock, Moss, Myers, Napton, Northup, Paquet, Parker, Paulsen, Pope, Powell, Price, Ricker, Roberts, Roe, Short, Stafford, Strowbridge, Thomas, Thompson, Waldo, Weed, Williamson, Wilson, and Mr. Speaker—57.

Nays—None.

Absent—Messrs. Crook, Fell and Howard—3.

So the bill passed.

On motion of Mr. Geer, Hon. M. L. Pipes was invited to a seat within the bar.

The committee on education submitted the following:

## REPORT.

HOUSE OF REPRESENTATIVES, }  
 SALEM, Oregon, }  
 January 31, 1889. }

*Mr. Speaker:*

Your committee on education, to whom was referred senate joint resolution No. 1, beg leave to report that they have had the same under consideration, and would respectfully report it back to the house with the recommendation that it do pass, with the amendments made by the senate committee.

J. E. BLUNDELL,  
 Chairman.

Mr. Blundell moved the adoption of senate joint resolution No. 1. On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Apperson, Armstrong, Bean, Blundell, Bowditch, Condon, Crook, Crosno, Derby, Earhart, Fell, Fisher of Polk, Fisher of Multnomah, Gambee, Geer, Gilbert, Gilham, Goodnough, Hahn, Harrington, Haskell, Hume, Jennings, Kirk, Labrie, Ladd, Laughlin, Layman, Maxwell, McCoy, Miller of Jackson, Miller of Linn, Moore, Morelock, Moss, Myers, Napton, Northup, Paquet, Parker, Paulsen, Pope, Powell, Price, Ricker, Roberts, Roe, Short, Stafford, Strowbridge, Thomas, Thompson, Weed, Williamson, Wilson, and Mr. Speaker—56.

Nays—None.

Absent—Messrs. Belknap, Howard, Hunter and Waldo—4.

So the resolution was adopted.

The committee on education submitted the following:

## REPORT.

HOUSE OF REPRESENTATIVES, }  
 SALEM, Oregon, }  
 January 29, 1889. }

*Mr. Speaker:*

Your committee on education, to whom was referred house bill No. 92, beg leave to report that they have had the same under consideration, and would respectfully report it back to the house with the recommendation that it do pass, with the following amendments:



## FIRST AMENDMENT.

In the thirteenth line of section 1, of the printed bill, strike out "eight" and insert "six" in its stead.

## SECOND AMENDMENT.

In the third line of section 3, of the printed bill, strike out "eight" and insert "six" in its stead.

## THIRD AMENDMENT.

In the fourth line of section 3, of the printed bill, strike out "eight" and insert "six" in its stead.

J. E. BLUNDELL,  
Chairman.

On motion of Mr. Geer, the report was adopted.

## REPORT.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
January 29, 1889. }

*Mr. Speaker :*

Your committee on education, to whom was referred house bill No. 79, beg leave to report that they have had the same under consideration and would respectfully report it back to the house with the recommendation that it do pass, with the following amendment:

## AMENDMENT.

In the fifth line of the printed bill strike out "three" and insert "ten" in its stead.

J. E. BLUNDELL,  
Chairman.

On motion of Mr. Blundell, the report was adopted.

The committee on judiciary submitted the following:

## REPORT.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
January 29, 1889. }

*Mr. Speaker :*

Your committee on judiciary, to whom was referred house joint

resolution No. 3, beg leave to report that they have had the same under reconsideration, and would respectfully report it back to the house with the recommendation that it be not adopted.

S. R. HARRINGTON,  
Chairman.

House joint resolution No. 3 was read.

Mr. Short moved its adoption.

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Apperson, Fisher of Multnomah, Gambee, Gilham, Goodnough, Hunter, Maxwell, Moss, Powell, Short, Weed, and Mr. Speaker—12.

Nays—Messrs. Armstrong, Bean, Belknap, Blundell, Bowditch, Condon, Crook, Crosno, Derby, Fell, Fisher of Polk, Geer, Gilbert, Halin, Harrington, Haskell, Howard, Hume, Jennings, Kirk, Labrie, Ladd, Laughlin, Layman, McCoy, Miller of Jackson, Miller of Linn, Moore, Morelock, Myers, Napton, Paquet, Parker, Paulsen, Pope, Price, Ricker, Roe, Stafford, Strowbridge, Thomas, Thompson, Waldo, Williamson and Wilson—45.

Absent—Messrs. Earhart, Northup and Roberts—3.

So house joint resolution No. 3 was not adopted.

#### REPORT.

HOUSE OF REPRESENTATIVES,  
SALEM, Oregon,  
February 4, 1889. }

*Mr. Speaker:*

Your committee on judiciary, to whom was referred house bill No. 21, beg leave to report that they have had the same under consideration and would respectfully report it back to the house with the recommendation that it do not pass.

S. R. HARRINGTON,  
Chairman.

#### REPORT.

HOUSE OF REPRESENTATIVES,  
SALEM, Oregon,  
January 29, 1889. }

*Mr. Speaker:*

Your committee on judiciary, to whom was referred house bill No. 24, beg leave to report that they have had the same

under consideration, and would respectfully report it back to the house with the recommendation that it do pass, with the following amendments:

FIRST AMENDMENT.

After the word "land" in line 2 of section 1, printed bill, insert the words "insane asylum building, soldiers' relief."

SECOND AMENDMENT.

After the word "funds," same line and section, insert "and all collections hereafter made on account of said funds."

THIRD AMENDMENT.

After the word "warrants" in line 1 of section 2, printed bill, insert the words "or bonds."

S. R. HARRINGTON,  
Chairman.

On motion of Mr. Earhart, the report and amendments were adopted.

REPORT.

HOUSE OF REPRESENTATIVES,  
SALEM, Oregon,  
January 29, 1889. }

*Mr. Speaker :*

Your committee on judiciary, to whom was referred house bill No. 40, beg leave to report that they have had the same under consideration and would respectfully report it back to the house with the recommendation that it do pass with the following amendments, to-wit:

FIRST AMENDMENT.

Strike out the words "justice of the peace or police judge" in line 16 of the first page of said bill, and also in line 23 of the same.

SECOND AMENDMENT.

Also strike out the words "or to a justice of the peace or police judge," commencing after the word "record," and ending with, and including the word "judge" in line 28.

## THIRD AMENDMENT.

Strike out the words "justice of the peace or police judge" wherever they occur on the second page of said bill.

S. R. HARRINGTON,  
Chairman.

On motion of Mr. Gilbert, the report and amendments were adopted.

## REPORT.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
January 29, 1889. }

*Mr. Speaker:*

Your committee on judiciary, to whom was referred house bill No. 42, beg leave to report that they have had the same under consideration, and would respectfully report it back to the house with the recommendation that it do pass.

S. R. HARRINGTON,  
Chairman.

## REPORT.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
January 29, 1889. }

*Mr. Speaker:*

Your committee on judiciary, to whom was referred house bill No. 65, beg leave to report that they have had the same under consideration, and would respectfully report it back to the house with the recommendation that it do pass.

S. R. HARRINGTON,  
Chairman.

## REPORT.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
January 29, 1889. }

*Mr. Speaker:*

Your committee on judiciary, to whom was referred house bill No. 77, beg leave to report that they have had the same under consideration, and would respectfully report it back to the house with the recommendation that it do pass.

S. R. HARRINGTON,  
Chairman.

## REPORT.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
January 29, 1889. }

*Mr. Speaker:*

Your committee on judiciary, to whom was referred house bill No. 80, beg leave to report that they have had the same under consideration and would respectfully report it back to the house with the recommendation that it do pass.

S. R. HARRINGTON,  
Chairman.

## REPORT.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
February 4, 1889. }

*Mr. Speaker:*

Your committee on judiciary, to whom was referred house bill No. 143, beg leave to report that they have had the same under consideration and would respectfully report it back to the house with the recommendation that it do pass.

S. R. HARRINGTON,  
Chairman.

## REPORT.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
February 4, 1889. }

*Mr. Speaker:*

Your committee on judiciary, to whom was referred house bill No. 153, beg leave to report that they have had the same under consideration and would respectfully report it back to the house with the recommendation that it do pass.

S. R. HARRINGTON,  
Chairman.

## REPORT.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
February 4, 1889. }

*Mr. Speaker:*

Your committee on judiciary, to whom was referred house bill No. 53, beg leave to report that they have had the same under

consideration, and would respectfully report it back to the house with the recommendation that it do pass, with the following amendments, to-wit:

**FIRST AMENDMENT.**

After the second word, "court," in line 20, strike out all that follows to and including the word "discretion" in line 1 of second page.

**SECOND AMENDMENT.**

Also by inserting the word "shall" before the word "order" in line 1 of second page.

S. R. HARRINGTON,  
Chairman.

Mr. Harrington moved that the report and amendments be adopted.

Lost.

**REPORT.**

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
February 4, 1889. }

*Mr. Speaker:*

Your committee on judiciary, to whom was referred house bill No. 41, beg leave to report that they have had the same under consideration and would respectfully report it back to the house with the recommendation that it do pass.

S. R. HARRINGTON,  
Chairman.

**REPORT.**

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
February 4, 1889. }

*Mr. Speaker:*

Your committee on judiciary, to whom was referred house bill No. 96, beg leave to report that they have had the same under consideration and would respectfully report it back to the house with the recommendation that it do pass.

S. R. HARRINGTON,  
Chairman.

## REPORT.

HOUSE OF REPRESENTATIVES, }  
 SALEM, Oregon, }  
 February 4, 1889. }

*Mr. Speaker :*

Your committee on judiciary, to whom was referred house bill No. 100, beg leave to report that they have had the same under consideration and would respectfully report it back to the house with the recommendation, with the following amendments, to-wit:

## AMENDMENT.

After the word "judge" and before the word "immediately" in the first line of page two, strike out the word "shall" and insert the following in lieu thereof:

"May when irreparable injury will not result therefrom."  
 S. R. HARRINGTON,  
 Chairman.

On motion of Mr. Harrington, the report and amendments were adopted.

## REPORT.

HOUSE OF REPRESENTATIVES, }  
 SALEM, Oregon, }  
 February 4, 1889. }

*Mr. Speaker :*

Your committee on judiciary, to whom was referred house bill No. 141, beg leave to report that they have had the same under consideration and would respectfully report it back to the house with the recommendation that it do pass.

S. R. HARRINGTON,  
 Chairman.

## REPORT.

HOUSE OF REPRESENTATIVES, }  
 SALEM, Oregon, }  
 February 1, 1889. }

*Mr. Speaker :*

Your committee on judiciary, to whom was referred house bill No. 88, beg leave to report that they have had the same under

consideration and would respectfully report it back to the house with the recommendation that it do not pass.

S. R. HARRINGTON,  
Chairman.

## REPORT.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
February 1, 1889. }

*Mr. Speaker :*

Your committee on judiciary, to whom was referred house bill No. 87, beg leave to report that they have had the same under consideration and would respectfully report it back to the house with the recommendation that it do not pass.

S. R. HARRINGTON,  
Chairman.

## REPORT.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
February 1, 1889. }

*Mr. Speaker :*

Your committee on judiciary, to whom was referred house bill No. 138, beg leave to report that they have had the same under consideration and would respectfully report it back to the house with the recommendation that it do not pass.

S. R. HARRINGTON,  
Chairman.

## REPORT.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
February 1, 1889. }

*Mr. Speaker :*

Your committee on judiciary, to whom was referred house joint resolution No. 1, beg leave to report that they have had the same under consideration and would respectfully report it back to the house with the recommendation that it be not adopted.

S. R. HARRINGTON,  
Chairman.

The resolution was read.

Mr. Northup moved its adoption.

On this question the roll was called and the vote was:



Those voting aye were:

Messrs. Belknap, Crook, Crosno, Derby, Fell, Fisher of Multnomah, Gambee, Gilbert, Gilham, Goodnough, Haskell, Howard, Hume, Jennings, Ladd, Layman, McCoy, Miller of Jackson, Miller of Linn, Moss, Myers, Northup, Paquet, Pope, Powell, Price, Roberts, Roe, Short, Strowbridge, Thompson, Weed, Williamson, and Mr. Speaker—34.

Nays—Messrs. Armstrong, Bean, Blundell, Condon, Fisher of Polk, Geer, Hahn, Harrington, Hunter, Kirk, Labrie, Laughlin, Maxwell, Moore, Morelock, Napton, Parker, Ricker, Stafford, Thomas, Waldo and Wilson—22.

Absent—Messrs. Apperson, Bowditch, Earhart and Paulsen—4.  
So the resolution passed.

On motion of Mr. Pope, Hon. Wilson Bowlby was invited to a seat within the bar.

Mr. Thompson moved to suspend the rules and read house bill No. 43 the third time now.

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Apperson, Armstrong, Bean, Belknap, Blundell, Condon, Crosno, Derby, Earhart, Fell, Fisher of Polk, Fisher of Multnomah, Geer, Gilbert, Gilham, Goodnough, Haskell, Howard, Hume, Hunter, Jennings, Kirk, Labrie, Ladd, Laughlin, Layman, Miller of Linn, Moore, Morelock, Moss, Myers, Northup, Paquet, Pope, Powell, Ricker, Roe, Stafford, Strowbridge, Thomas, Thompson, Waldo, Weed, Williamson, Wilson, and Mr. Speaker—46.

Nays—Messrs. Bowditch, Crook, Gambee, Hahn, Harrington, Maxwell, Miller of Jackson, Napton, Parker, Paulsen, Price and Short—12.

Absent—Messrs. McCoy and Roberts—2.

So the rules were suspended and house bill No. 43 was read the third time.

"Shall the bill pass?"

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Apperson, Armstrong, Bean, Belknap, Blundell, Condon, Crosno, Derby, Earhart, Fell, Fisher of Polk, Fisher of Multnomah, Geer, Gilbert, Gilham, Goodnough, Haskell, Hume, Hunter, Jennings, Kirk, Labrie, Ladd, Laughlin, Layman, Maxwell, McCoy, Miller of Linn, Moore, Morelock, Moss, Northup, Paulsen, Pope, Powell, Ricker, Roberts, Roe, Short, Stafford, Strowbridge, Thomas, Thompson, Weed, Williamson, Wilson, and Mr. Speaker—47.

Nays—Messrs. Bowditch, Crook, Gambee, Hahn, Harrington, Miller of Jackson, Napton, Parker, Paquet and Price—10.

Absent—Messrs. Howard, Myers and Waldo—3.  
So the bill passed, and there being no objection, the title of the bill stood as the title of the Act.

The Speaker submitted the following:

MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
SALEM, Oregon,  
February 5, 1889. }

*Mr. Speaker :*

I am directed by the President to inform you that the senate has passed house bill No. 124.

And the same is herewith transmitted for enrollment.

JOHN H. SHUPE,  
Chief Clerk.

MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
SALEM, Oregon,  
February 5, 1889. }

*Mr. Speaker :*

I am directed by the President to inform you that the senate has concurred in house joint memorial No. 10.

And the same is herewith transmitted for enrollment.

JOHN H. SHUPE,  
Chief Clerk.

MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
SALEM, Oregon,  
February 5, 1889. }

*Mr. Speaker :*

I am directed by the President to inform you that the senate has concurred in house joint memorial No. 7.

And the same is herewith transmitted for enrollment.

JOHN H. SHUPE,  
Chief Clerk.

The committee on military affairs submitted the following:

## REPORT.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
January 30, 1889. }

*Mr. Speaker :*

Your committee on military affairs, to whom was referred house bill No. 73, beg leave to report that they have had the same under consideration, and would respectfully report it back to the house with the recommendation that it do not pass.

W. M. LADD,  
Chairman.

## REPORT.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
January 30, 1889. }

*Mr. Speaker :*

Your committee on military affairs, to whom was referred house bill No. 133, beg leave to report that they have had the same under consideration, and would respectfully report it back to the house with the recommendation that it do pass.

W. M. LADD,  
Chairman.

The committee on roads and highways submitted the following:

## REPORT.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
February 4, 1889. }

*Mr. Speaker :*

Your committee on roads and highways, to whom was referred senate bill No. 59, beg leave to report that they have had the same under consideration, and would respectfully report it back to the house without recommendation, with the following statement:

## STATEMENT.

That from the evidence accessible to your committee, Paisley, in Lake county, is about 265 miles from Redding, California, on the nearest and most practicable route, and that the distance from

Klamath county, Oregon, to Montague, California, the present shipping point from said county, is about 75 miles. A good wagon road could be constructed from Paisley by way of Linkville, Klamath county, to the State line, that will shorten the distance from said Lake county to the railroad 75 miles, and from Klamath county 25 miles. The construction of said road would greatly enhance the value of large tracts of land lying in said counties still unsold and owned by the State, and materially assist in the development of that country.

THOMAS PAULSEN,  
Chairman.

REPORT.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
February 4, 1889. }

*Mr. Speaker:*

Your committee on roads and highways, to whom was referred house bill No. 105, beg leave to report that they have had the same under consideration, and would respectfully report it back to the house with the recommendation that it do pass.

AMENDMENT.

Amend section 4, line 5, by striking out the word "this" and inserting "his."

THOMAS PAULSEN,  
Chairman.

On motion of Mr. Paulsen, the report and amendment were adopted.

REPORT.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
February 4, 1889. }

*Mr. Speaker:*

Your committee on roads and highways, to whom was referred house bill No. 144, beg leave to report that they have had the same under consideration, and would respectfully report it back to the house with the recommendation that it do pass.

THOMAS PAULSEN,  
Chairman.

The committee on corporations submitted the following:

REPORT.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
January 29, 1889. }

*Mr. Speaker :*

Your committee on corporations, to whom was referred house bill No. 56, beg leave to report that they have had the same under consideration, and would respectfully report it back to the house with the recommendation that it do pass.

R. R. LAUGHLIN,  
Chairman.

REPORT.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
January 30, 1889. }

*Mr. Speaker :*

Your committee on corporations, to whom was referred house bill No. 48, beg leave to report that they have had the same under consideration, and would respectfully report it back to the house with the recommendation that it do pass with the following amendments:

FIRST AMENDMENT.

By striking out all after the enacting clause of said bill.

SECOND AMENDMENT.

By inserting in lieu thereof the following herewith reported in writing:

Section 1. That the "Tolo Townsite and Milling Company," duly incorporated under the general laws of Oregon, their successors and assigns, are hereby authorized and empowered to construct, maintain and keep a boom or booms upon the Rogue river running through the county of Jackson, in the State of Oregon, at such points as they may deem advisable between a point in said Rogue river one mile below the town site of the said town of Tolo and the head waters of said Rogue river, in Jackson county, Oregon, for the period of ten years, which boom or booms shall be completed on or before January 1, 1890, and in which boom or booms all logs or

timber coming, running or being driven down said Rogue river, which shall come within [the limits] of such boom or booms, shall be held secure and assorted and be delivered by said company to the owner or owners thereof as soon as practicable after they shall arrive in said boom or booms. And said company are authorized to construct and maintain such works as they may deem essential to the convenience and successful operation of said boom or booms; *provided*, said company, successors or assigns shall build, keep and maintain proper and suitable slides and gates for the passage of logs, lumber and timber through said boom, and that there may be no obstruction to navigation of said river for the purpose aforesaid.

Section 2. And the said company and their assigns are hereby authorized and empowered, for the purpose of making said boom or booms effective, to extend the part of said boom or booms, or any boom, as occasion may require, along or across the said river above the said town of Tolo at any place or places as may be necessary or convenient to catch, hold and secure the logs or timber coming or running down said river; *provided, however*, that the privilege to carry on and maintain such booms and works of improvements shall first have been obtained, either by lease or purchase, from the owner or owners of the shore along which or in front of which it is proposed to construct such improvements or booms.

Section 3. It is hereby declared to be the object and purpose of this Act to secure through the said company and their assigns the restoration or the opening of the channel of said river and the maintenance of the same hereafter free from obstruction so that timber, logs, lumber and other floatables can run from the mountains to the valley below.

Section 4. That said company and their assigns shall appoint one or more agents, whose duty it shall be to deliver to the owner or owners of each particular mark of logs from said boom or booms, and whereof a true and accurate account of its number and mark of logs delivered to each owner or owners by said company from said boom or booms shall be kept in a book to be provided by said company for that purpose, which shall be subject at all times to the inspection of loggers and log owners on said river. Said book shall at all times be and remain in the possession of and be the property of said company, and the receipted accounts kept in said book shall be evidence of the delivery of said logs and of the number and marks so delivered and to whom the same shall have been delivered.

Section 5. The said company shall assort or let the owners of logs and timber assort the same according to their several marks; *provided*, that the said company shall not be obliged to retain any logs or timber in said boom or booms for a longer time than is

necessary to assort the same; and said company, its successors and assigns, shall use all reasonable care and exertion to secure said logs while being driven through said boom or booms, and deliver the same to the owners, who shall be on hand to receive the same as they pass through the boom or booms.

Section 6. The said company, their successors and assigns, shall demand, collect and receive as many cents per thousand feet of logs or timber run or driven into said boom as shall be determined by a schedule of charges to be fixed by the court of Jackson county; *provided*, that nothing in this Act shall authorize said company to demand or collect more than fifty cents per thousand feet on logs and timber from persons or companies who shall run or drive logs and timber through said boom or booms; *provided*, that the company maintaining the boom shall have been duly notified of such purpose as hereinafter provided.

Section 7. All of the aforesaid charges for booming, sorting and delivering logs or timber as aforesaid, shall be deemed due to the said company or their agent when the said logs or timber are ready for delivery as aforesaid. And said company and their assigns shall have complete lien upon and a special property in said logs and timber so boomed and assorted for all boomage and charges that may be due to said company, its successors or assigns, upon said logs or timber by the respective owners thereof; and the said company, their successors and assigns, are authorized and empowered to retain possession of all logs and timber of any particular mark or marks for boomage, and all other charges that may have accrued on said logs or any portion of said logs which may have [been] previously delivered, and to sell the same as hereinafter provided; and each mark shall be liable and responsible to said company, and their assigns, for all expenses and charges that may have accrued on said marks of logs or any portion thereof. And logs of such mark, or a sufficient portion thereof, shall be taken by the said company, and their assigns, from year to year as the same may be received in said boom or booms aforesaid and sold as hereinafter provided until all said expenses, demands and charges shall be paid in full to the company or their assigns; that where any sum or sums of money shall have accrued or become due to said company for the booming of logs or timber or other charges aforesaid, which shall not be paid on demand by the owner or owners thereof after the sums become due, the said company, its successors or assigns, are hereby authorized and empowered to take and sell at public auction, after giving thirty days' printed notice at Tolo, Oregon, or any other public place in the immediate vicinity of said booms designated in said notice, a sufficient quantity of logs or timber

belonging to the said owners which may be in possession of said company or may come into their possession thereafter, to pay all charges and demands of whatsoever nature that may have accrued or become due as aforesaid.

Section 8. When two or more adverse claimants shall demand of the said company logs of a particular mark or marks, the said company shall retain possession of and secure such logs so claimed in some suitable place until the title thereto shall be finally determined according to law, or mutual agreement, and shall sell from time to time such portion thereof as may be necessary to pay all charges for boomage or otherwise which may have accrued or become due according to the provisions of this Act.

Section 9. All logs coming into or through said boom or booms not claimed by the owner or owners thereof, shall be taken by said company and secured in a safe place. And the company by giving thirty days' notice in three or more public places, may sell the same at public auction and after deducting all charges and reasonable expenses therefor shall deposit the balance of the proceeds of such sale with the clerk of Jackson county together with an account of such sale subject to the order of the owner or owners thereof.

Section 10. All logs having no mark or marks, known as prize logs or timber coming into said boom or booms, shall be collected by said company and sold at any time at auction upon giving thirty days' notice of the time and place of sale by written or printed notices posted in two or more places at said town of Tolo, and in the vicinity of said boom or booms, and the proceeds of such sale, after deducting boomage and all reasonable expenses and charges, divided pro rata among the owners of at the end of the season.

Section 11. The said company and their assigns are authorized and permitted to place and hang sheer or trip booms across the entrance of all sloughs upon said river and along all places where logs may be liable to run or float out of the main river during high water.

Section 12. The owner or owners of logs or timber shall give at least fifteen days' notice to said company, its successors or assigns, at their office at Tolo, Oregon, where and at what time they intend to make their drive of logs or timber, and also a reasonable notice as to what time they may wish said logs and timber aforesaid to pass through the boom or booms.

Section 13. Any person or persons who shall wilfully break, damage or destroy said boom or booms shall be responsible to said company, its successors or assigns, in an action at law for the amount of damages in addition to the penalties already provided by law;



and said company, its successors and assigns, shall be liable for any and all damages done by said company, its successors or assigns, or their agents or employees to public or private property, on, across or along the banks of said river in passing logs or timber down said river or by any other means; such damage to be recovered before any court of competent jurisdiction.

Section 14. This Act shall not interfere with or in any wise destroy the vested rights that any person or persons may have at the time of the passage of the same, or interfere with the free navigation of said stream by steamboats or other water crafts.

Section 15. Inasmuch as it is important that operations under the provisions of this Act should be commenced at as early a date as possible, the same shall take effect and be in force from and after its approval by the Governor.

R. R. LAUGHLIN.

Chairman.

On motion of Mr. Price, the report and amendments were adopted.

#### REPORT.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
January 30, 1889. }

*Mr. Speaker :*

Your committee on corporations, to whom was referred house bill No. 132, beg leave to report that they have had the same under consideration, and would respectfully report it back to the house with the recommendation that it do pass, with the following amendments :

#### FIRST AMENDMENT.

Insert the word section before each of the Roman numerals I to XXIII inclusive, where they occur in the written bill.

#### SECOND AMENDMENT.

Strike out from section 14, as amended, the words "a majority of."

#### THIRD AMENDMENT.

Add to section 18, as amended, after subdivision 14: "That no license for the sale of spirituous, vinous or malt liquors shall be

issued for a sum less than the amount of such license required by the general laws of the State in force for the sale of such spirituous, vinous or malt liquors at the time of the issuance thereof."

R. R. LAUGHLIN,  
Chairman.

On motion of Mr. Laughlin, the report and amendments were adopted.

The Speaker submitted the following:

MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
SALEM, Oregon,  
February 5, 1889. }

*Mr. Speaker:*

I am directed by the President to inform you that the senate has passed senate bill No. 171, being a bill for an Act to amend section 2538, miscellaneous laws of the State of Oregon.

And the same is herewith transmitted for the consideration of the house.

JOHN H. SHUPE,  
Chief Clerk.

Senate bill No. 171 was read the first time and passed to its second reading.

REPORT.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon,  
January 31, 1889. }

*Mr. Speaker:*

Your committee on corporations, to whom was referred house bill No. 195, beg leave to report that they have had the same under consideration and would respectfully report it back to the house with the recommendation that it do pass, with the following amendment:

AMENDMENT.

That the title of said bill be amended by adding thereto the following words: And to repeal "An Act to incorporate the town of Sellwood, in Multnomah and Clackamas counties, State of Oregon," approved February 9, 1887.

R. R. LAUGHLIN,  
Chairman.

On motion of Mr. Laughlin, the report and amendment were adopted.

REPORT.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
February 1, 1889. }

*Mr. Speaker :*

Your committee on corporations, to whom was referred house bill No. 126, beg leave to report that they have had the same under consideration and would respectfully report it back to the house with the recommendation that it do pass, with the following amendment :

AMENDMENT.

That section 15 be amended by adding after the words "fifty dollars" the words: "*provided*, that no license for the sale of spirituous, vinous or malt liquors shall be issued for a less sum than is prescribed by the general laws of the State for the license of the sale of spirituous, vinous or malt liquors in force at the time of the issuance of such license."

R. R. LAUGHLIN,  
Chairman.

On motion of Mr. Laughlin, the report and amendment were adopted.

REPORT.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
January 29, 1889. }

*Mr. Speaker :*

Your committee on corporations, to whom was referred house bill No. 55, beg leave to report that they have had the same under consideration and would respectfully report it back to the house and ask that it be re-committed to the committee with leave to report at any time.

R. R. LAUGHLIN,  
Chairman.

On motion of Mr. Laughlin, the report was adopted.

## REPORT.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
January 29, 1889. }

*Mr. Speaker :*

Your committee on corporations, to whom was referred house bill No. 64, beg leave to report that they have had the same under consideration and would respectfully report it back to the house with the recommendation that it do pass, with the following amendments:

## FIRST AMENDMENT.

In section 16, in written bill, strike out the words "and such tax shall not exceed the sum of one hundred and fifty dollars."

## SECOND AMENDMENT.

By inserting in section 16, of the written bill, the words "license or" after the word "such" and before the word "tax."

R. R. LAUGHLIN,  
Chairman.

On motion of Mr. Hunter, the report and amendments were adopted.

## REPORT.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
January 29, 1889. }

*Mr. Speaker :*

Your committee on corporations, to whom was referred house bill No. 54, beg leave to report that they have had the same under consideration and would respectfully report it back to the house with the recommendation that it do pass, with the following amendment:

## AMENDMENT.

Strike out all of the enacting clause and insert the following:

Section 1. The inhabitants of the town of Lakeview, within the limits hereinafter set forth, shall be and they are hereby constituted a body politic and corporate in fact and in law and declared to be a municipal corporation, by the name and style of the town of

Lakeview, and by such name to have perpetual succession; shall contract and be contracted with, sue and be sued, implead and be impleaded, defend and be defended in all courts of justice and in all actions, suits and proceedings whatever; may purchase, lease, hold and receive property, real and personal, within said town for public buildings, public works, school purposes, streets and town improvements; may purchase, lease, hold and receive property, real and personal, within and beyond the limits of the town for public squares, cemeteries, hospitals, prisons and for any other proper and legitimate municipal purpose, and may erect necessary public buildings thereon, and may enclose, ornament and improve the same, and may take private property within the limits of the town for public use; and may lease, sell or dispose of any of the above described property for the benefit of the town; and they shall have and use a common seal, and may alter and break the same, or make a new one at pleasure.

Section 2. The boundary limits of the town of Lakeview shall be as follows: Commencing at a point 1000 feet east of the northeast corner of the northwest quarter of section 15, in township 39, south of range 20 east W. M., thence running south 1610 feet, thence at right angles west 431 feet, thence at right angles south 2350 feet, thence at right angles west 1218 feet, thence at right angles north 2825 feet, thence at right angles west 250 feet, thence at right angles north 714 feet, thence at right angles west 1741 feet, thence at right angles north 2010 feet, thence at right angles east 2640 feet, thence south 400 feet, thence at right angles east 500 feet, thence south 1184 feet, thence east 500 feet to the place of beginning.

Section 3. The government of the town shall be vested in a mayor and common council, to consist of four members, and their successors in office, to be exercised as hereinafter provided.

Section 4. The mayor shall have power to call meetings of the council, and preside over the same and give the casting vote in case of a tie. He shall perform such other duties appertaining to his office and exercise such powers and authority as may be prescribed by this Act, the ordinances of the town, and the by-laws and resolutions of the common council, the laws of the State and of the United States and not inconsistent with either.

Section 5. It shall be the duty of the common council to meet at least once in each month; to fix the time and place of their meetings; to devise and adopt all such measures, regulations and ordinances concerning the police, security, tranquility, cleanliness, improvement and ornament of the town and public health, prosperity and welfare of the same; and the management of the finances and public expenditures of the town as shall be expedient from time to time and in accordance with the town charter.

Section 6. There shall be elected, as hereinafter provided, a recorder, attorney, marshal, treasurer and surveyor, who shall be officers of the municipal corporation. The marshal shall be *ex-officio* tax collector and street commissioner. The recorder, marshal, treasurer, attorney and surveyor shall be elected by the qualified voters of the town at each annual election.

Section 7. The members of the common council and mayor shall be elected for one year by the qualified voters, and shall hold until their successors are elected and qualified.

Section 8. No person is eligible to any office who at the time of his election or appointment is not entitled to the privilege of an elector according to the laws of the State of Oregon, and who has not resided in the town of Lakeview for six months next preceding such election, and unless he shall have and own property in the town subject to taxation and upon which he pays a tax; and no person shall on any special election for the purpose of determining any assessment or tax, unless in addition to the above requirements he shall be the owner of property within the town, and of at least the value of one hundred dollars, subject to taxation and upon which he actually pays or is liable for a tax; nor upon any special election for the purpose of determining any assessment upon real property unless in addition to the requirements he shall be the owner of real property within said town which will be affected by said tax or assessment, and upon which he actually pays a tax or is liable to pay the same; *provided*, that females owning property within the limits of said town, and who are widows or the head of a family, may have the right to vote upon assessments upon such property in like manner as males.

Section 11. It shall be the duty of the common council to designate the place of holding the election, and to give at least ten days' notice thereof, and to appoint three judges and two clerks of election. The election shall be conducted according to the provisions of law regulating State elections. If any judge of election shall fail to attend at the proper hour the election for which he shall have been appointed, the electors may appoint one in his stead; and if any clerk of election fails to attend and serve at the proper time, the judges of election may appoint another in his place. The returns of the election shall be made to the recorder within two days after the election and by him filed, and he shall within four days after the election call to his assistance the mayor and a notary public residing in the town of Lakeview, and they shall then canvass the returns of the election; and as soon as the canvass is completed the recorder shall issue a certificate of election to each person receiving a plurality of the votes cast, and shall deliver the same to him on demand.

Section 12. At all elections under this Act the polls shall be opened at 9 o'clock A. M. and shall be kept open until 5 o'clock P. M.; *provided*, that the judges shall have power to adjourn one hour at noon, due proclamation being made of such adjournment. All voting shall be by ballot.

Section 13. Judges and clerks of election shall be qualified electors within the town at the time of election upon which they serve, but a mistake or error in this respect shall not invalidate any election otherwise legal.

Section 14. In case of a vacancy occurring in any office provided for under this Act, the mayor, with the consent of the common council, shall fill such vacancy until the next regular election or the time fixed for the appointment of appointed officers, and until a successor shall be elected or appointed and qualified.

Section 15. All officers elected or appointed under this Act before entering upon the duties of their office must take and file with the recorder an oath of office to the effect as follows, viz.: I, A B, do solemnly swear, or affirm, that I will support the constitution of the United States and of the State of Oregon, and that I will, to the best of my ability, faithfully perform the duties of the office of \_\_\_\_\_ of the town of Lakeview during my continuance therein, so help me God.

Section 16. A contested election for any town office must be determined according to the laws of the State regulating the proceedings in cases of county offices.

Section 17. The terms of office of every person elected under this Act shall commence on the first Monday in November after the election, and by such time the persons elected must qualify therefor by taking and filing the oath of office or he shall be deemed to have declined and the office considered vacant. The term of office of every person appointed by the common council to office under this Act shall commence on the day following his appointment and terminate when his successor is appointed and qualified, and he shall, within such day, qualify for office by taking and filing with the recorder the oath of office and giving such official undertaking as may be required by the common council, or he shall be deemed to have declined and the office declared vacant.

Section 18. Any person appointed to fill a vacancy must, within five days from the date of his appointment, qualify therefor, or he shall be deemed to have declined and the office declared vacant.

Section 19. The first election under this Act shall be held on the second Monday in March, 1889, commencing at 9 o'clock A. M. and ending at 4 o'clock P. M. The judges of said first election

shall be Joseph Lane, W. H. Larkin and P. G. Chrisman, and the clerks of said election shall be W. R. Stark and F. W. Beach. The returns of said election shall be made to the county clerk of Lake county, Oregon, who shall canvass the vote and issue certificates of election to the persons receiving a plurality of all the votes cast. The persons so elected shall qualify and enter upon the discharge of their duties on the third Monday in March, 1889, at which meeting they shall appoint all officers by this Act required to be appointed. The persons so selected shall hold their office until the first regular election in November, 1889, and until their successors are elected and qualified, and the persons so appointed shall hold their office until the first regular appointment in December, 1889, and until their successors are appointed and qualified, and the next election shall be held on the first Monday in November, A. D. 1889.

Section 20. The recorder shall be *ex-officio* clerk of the common council, and shall perform all the duties required of him as such and as may be prescribed from time to time by ordinance. He has authority to administer any oath required to be taken in connection with the duties of his office. He shall have all the power and jurisdiction of a justice of the peace in all civil and criminal matters arising within the limits of the town of Lakeview. When acting as justice of the peace he shall be governed by the laws of the State relating to justices of the peace. He shall have jurisdiction of all actions brought to enforce or recover any forfeiture or penalty declared or given by an ordinance of the town, and shall have original and exclusive jurisdiction of and over all violations of the town ordinances, and may examine, hold to bail, fine, commit persons found guilty thereof, and in all such proceedings he shall be governed by the general laws of the State applicable to justices of the peace or justices' court in like or similar cases; but in a proceeding for the violation of a town ordinance the trial shall be without a jury unless the defendant in demanding a jury shall deposit in court a sum sufficient to pay the lawful fees of such jury. The common council may limit, by ordinance, the number of witnesses to be subpoenaed at the expense of the town on the part of any defendant on trial for breach of any town ordinance, and may regulate the fees and mileage of witnesses. There shall be no right of appeal from the decision of the recorder for a violation of any ordinance of the town unless the sentence be for imprisonment for more than ten days, or for the payment of a fine exceeding twenty-five dollars, but in such cases the defendant may appeal to the circuit court upon giving an undertaking with sureties, to be approved by the recorder, conditioned to pay all costs, and that the defendant will render himself in execution of any judgment that



may be rendered, and satisfy any judgment that be affirmed and not otherwise. The recorder shall keep a true account of all fines, costs and other money received by him and pay the same to the treasurer monthly and take duplicate receipts therefor, one of which he must file with the mayor. He shall keep a town docket in which he shall enter a record of all town cases and furnish the common council a transcript thereof when requested by the mayor. The compensation of the recorder shall be regulated by ordinance, and in all matters wherein he acts in the capacity of justice of the peace, whether civil or criminal, he shall tax and receive the same fees and commissions for the benefit of the town provided by the laws of this State for justices of the peace in justices' courts for similar actions. In the selection of a jury the recorder shall be governed by the general laws of the State regulating juries in a justice court, except as above provided; *provided*, that the jury list shall be made from persons residing within the limits of the town; *and provided further*, that in all cases of trials under an ordinance of the town when a jury is demanded in the recorder's court, instead of being selected by an officer, such jury must be selected from the jury list of the recorder's court.

Section 21. It shall be the duty of the recorder to draw all warrants on the treasurer when required by the common council.

Section 22. He must issue all licenses when authorized by town ordinance upon delivery to him of the receipt of the treasurer for the amount of money required for such license; *provided*, that in such cases as the common council by provision of this Act or any ordinance are or shall be required to make special orders, license shall be issued by the recorder only upon such order.

Section 23. The recorder shall be *ex-officio* assessor of the town.

Section 24. The marshal shall have all the powers and authority of a constable within the limits of the town, and it shall be his duty to execute and return all processes issued and directed to him by the recorder, or by any legal authority. He shall attend on the recorder's court and the meetings of the common council. He shall arrest on complaint or otherwise, as other peace officers, all persons guilty of a breach of the peace or a violation of the town ordinances or the laws of the State and bring them before the recorder or other legal authority for trial, and he shall be a general conservator of the peace. He may appoint such deputies as the common council may allow, to act as nightwatchmen or day watchmen, who shall receive such compensation for their services as the common council may provide; but any and all appointments of his deputies shall be first submitted to and approved by the common council, and when approved such deputies shall take the oath of

office, and the marshal shall be responsible for their conduct. He shall collect all delinquent taxes, licenses and fines, as collection of county taxes are enforced, and shall pay all such moneys collected over to the treasurer, taking duplicate receipts therefor, one of which he shall file with the recorder, and perform such other duties as may be prescribed by ordinance.

Section 25. It shall be the duty of the marshal to supervise all town property and prevent the loss or destruction thereof, and in the capacity of street commissioner he shall keep himself informed of the condition of all the public streets, alleys, highways, bridges, culverts, sewers, drains and street lamps, and shall have the supervision of the construction, improvement and repair thereof. He shall collect and apply all road taxes within the limits of municipal corporation to the streets, alleys and public highways throughout the limits of the town, under the direction of the common council and in the manner provided by the laws of the State governing supervisors of county roads, and shall perform such other duties as may be prescribed by ordinance. The common council may provide for the appointment of a district street commissioner who shall supercede the marshal in relation to the management of the roads, streets, alleys, road tax, and the collection thereof except when delinquent, and all powers conferred on him by this Act as *ex-officio* street commissioner.

Section 26. It shall be the duty of the treasurer to receive all moneys that shall come or be due the town, and pay out the same upon the warrants of the recorder, and to do and perform such other acts as the common council may provide by ordinance. He shall on the first Monday of October and April of each year present to the common council a complete statement of the receipts and disbursements of the preceding six months and pay over and deliver to his successor in office all town money and other property in his hands at such time.

Section 27. The town attorney must attend to all duties which the common council may require of him in relation to the municipal corporation and the ordinance thereof.

Section 28. The surveyor shall make all surveys and estimates of town work which may be required of him by the common council, and shall perform such other duties as may be prescribed by ordinance.

Section 29. The common council shall define the powers and duties of all officers which are not defined and prescribed by this Act.

Section 30. If any person who may be elected or appointed to any office under this Act shall remove from the town, or absent

himself therefrom for more than forty days or more without the leave of the common council, or shall fail to qualify as hereinbefore provided, the office which he held or to which he may have been elected shall be deemed vacant.

Section 31. The mayor and councilmen shall receive no fees, salaries or other emoluments for their service.

Section 32. The recorder shall receive for his services such compensation as may be prescribed by the common council. All fines, penalties, fees and expenses taxed against or received from any defendant in a criminal proceeding, either from a violation of a town ordinance or a law of the State, shall, when received or collected, be paid by the recorder to the treasurer of the town.

Section 33. The town of Lakeview shall bear and be liable for the costs and expenses of all criminal prosecutions for the violations of the laws of this State tried by the recorder as a justice of the peace.

Section 34. The marshal, when acting under or enforcing any law or statute, whether a town ordinance or a law of the State, is entitled to collect and receive for the benefit of the town the same fees and compensation as are allowed to a constable for like services, and he shall pay the same over to the town treasurer as provided in the case of fees by the recorder.

Section 35. The district street commissioner shall receive such fees and compensation as the common council may prescribe.

Section 36. The other officers of the municipal corporation, or those who may be appointed in pursuance of this Act, shall receive such percentage or compensation as shall be prescribed by ordinance.

Section 37. At the first regular meeting of the common council in December in each year the council shall choose, by ballot, one of its members to preside over the council and perform the duties of mayor in the absence or inability of the mayor to act. He shall be designated as chairman of the council. A majority of the members of the council shall constitute a quorum to do business. They may prescribe rules for their proceedings, punish any member or any other person for disorderly conduct in their presence at any meeting of the common council, and with the concurrence of three-fourths of all the members of the common council expel a member. They shall keep a journal of their proceedings, and their proceedings shall be public. For the purpose of a quorum the mayor shall be considered a member of the council.

Section 38. The common council shall have power and authority within the limits of the town of Lakeview to make by-laws and ordinances, and pass resolutions not repugnant to the laws of this State or of the United States; to levy and collect taxes not to exceed

three mills per annum upon all property made taxable by law for county or State purposes; to provide for assessment of all property within the town, and for collection and disbursing of all moneys to which the town is or may become entitled by law, or which may be assessed or authorized to be collected for town purposes within said town, and the common council is hereby authorized and empowered to enforce the collection of any general or special tax levied in pursuance of this Act; and it may authorize the issue of warrants and levy upon both the real and personal property, whether the same be exempt from execution under the laws of this State or not, of delinquent taxpayers within the town, and cause the same to be sold under such rules and regulations as the common council shall establish to satisfy such warrant and the fees of officers and other expenses attending such levy and sale, and the council may provide a docket for the docketing of town liens; to provide for a board of equalization for the purpose of equalizing town taxes and assessments; to borrow money on the faith of the town or loan the credit thereof, or both, for purely municipal purposes, not to exceed \$5,000 in the aggregate; to appropriate money for any item of town expenditure, and to provide for the payment of the debts and expenses of the town; to license, tax and regulate auctioneers, taverns, ordinaries, drays, hacks, wagons, hawkers, peddlers, brokers, pawnbrokers, money changers, traveling salesmen and solicitors, and to define what shall constitute the same; to regulate and restrain all offensive trades and occupations; to license and tax the sale of spirituous, vinous and malt liquors; *provided*, that no such license shall be issued for a sum less than that provided by the general laws of the State for such spirituous, vinous and malt liquors in force at the time of the issuance thereof; to license all such callings, trades, occupations and employments as the public good may require to be licensed and regulated and as not prohibited by law; to control and regulate slaughter-houses, wash-houses and public laundries, and to provide for their exclusion from the town limits, or from any part thereof: to make regulations to prevent and remove nuisances in, or and within one mile of the town limits, and to declare what shall constitute a nuisance; to prevent the introduction of contagious diseases into the town; to remove persons afflicted with such diseases therefrom to suitable hospitals provided by the town for that purpose, and to secure the general health of the inhabitants; to regulate the storage of gunpowder, tar, pitch, resin and all other combustible material, and the use of candles, lamps and other lights in stores, shops, stables and other places; to condemn, remove and secure fireplaces, stoves, chimneys, ovens or boilers or other apparatus which may be dangerous in causing fire, and

provide for the protection against and extinguishment of fires; to provide a town prison and a work-house and house of correction for the reception of vagrants and vicious persons, and to prescribe rules and regulations for the government thereof; to impose, collect and appropriate fines, forfeitures and penalties for the breach of any ordinance of the town, and provide for the punishment of breaches of the town ordinances, but no fine to exceed \$100 shall be imposed, and no offender shall be imprisoned for a longer term than twenty days for any breach of the town ordinance; to provide for working the town prisoners upon the streets and public works of the town, and to punish them for refusal to work; to prevent and restrain any riot, noise, disturbance or disorderly assembly in any street, house or place in town; to prevent and punish trespass upon real or personal property; to prevent and regulate the running at large of animals and the discharge of firearms or fireworks in said town, and to tax animals; to establish fire companies and regulate the same, appoint fire wardens and prescribe their duties; to prohibit the erection or repair of wooden buildings within the fire limits, and to restrict and limit the height of buildings within such limits; to provide for lighting the streets and furnishing the town with gas or other lights; to regulate the opening of street surfaces, the laying of gas and water mains, the building and repairing of sewers and the erection of gas or other lights; to lay out, establish, vacate, widen, open and extend streets or parts of streets and alleys or parts of alleys in said town, and to lay out, establish, erect, construct and maintain any and all other public grounds or works provided for in this Act; to establish and regulate the grades of the streets and to define and fix the boundaries of the streets with proper monuments; to provide for the removal of all obstructions from the public highways and works, street, side [and] crosswalks, and to provide for the construction, improvement, repair and cleaning of the same, and of the gutters and sewers, and to compel by ordinance the owners of lots to make such improvements and repairs adjacent to such lots at the cost of such owners, and to provide for selling the lots adjacent to which any such works may be constructed, ditches dug, sewers constructed or improvements made, to pay all costs and expenses thereof in the same [manner] as like property is sold on execution under and in pursuance of the laws of the State; to provide for the survey of the boundaries of the town and all streets, lots and blocks within such boundaries and to have plats made of the same, and adopt such plats as official plats of the town for town purposes; to locate and construct any ditch, canal or pipe for the conducting of water, and any drain, sewer or culvert it may deem necessary or convenient,

and for such purposes it shall have the right to enter upon any land between the termini of such ditch, canal or pipe, drain, sewer or culvert for the purpose of examining, locating and surveying the line of ditch, canal, pipe, drain, sewer or culvert, doing no unnecessary damage thereby, and to appropriate so much of said land as may be necessary for the construction of said ditch, canal, pipe, drain, sewer or culvert in like manner as provided in chapter 7 of the miscellaneous laws of the State of Oregon as compiled by Matthew P. Deady and Lafayette Lane, for the appropriations of land or right of way by corporations therein named except where a different method of procedure is prescribed in this Act, and to appropriate and divert from its natural course or channel for the purpose of drainage or flushing any drain, sewer or culvert, any spring or stream of water.

Section 39. To provide the town with good and wholesome water for bath, fire and domestic purposes and for the erection or construction of such water works and reservoirs within or without the limits of the town as may be necessary or convenient therefor, and to grant to any private person or private corporation a franchise or permission for the erection or construction of water works within the limits of said town, and with all the rights and powers appurtenant thereto, including the power of using the streets and public ways for the purpose of laying pipes, etc. Such franchise shall be used and exercised under such regulations, rules, restrictions and limitations, as the council from time to time prescribe. The common council may provide by ordinance the manner by which animals found running at large within the limits may be restrained, impounded and forfeited, and may sell the same when forfeited and apply the proceeds as it deems proper, and in case of dogs, may cause them to be killed after such period of detention as may be prescribed when they are found running at large without license, and may also impose a license tax on dogs within the town; to employ special officers for any municipal purpose when in the judgment of the council the services of such officers are requisite for the general welfare of the town, and to remove the same at pleasure; to establish and regulate the fees and compensation of all officers of the municipal corporation, except when otherwise provided; to provide suitable and safe means of ingress and egress to and from buildings; to execute such powers and authority as may be given to the council elsewhere in this Act.

Section 40. The powers and authority given to the council by this Act may be enforced by ordinance or resolution in accordance with the nature of the case and established principles of law; and

and should it appear that any act or duty is requisite or necessary to be done or performed under or by virtue of this Act, and that the means or manner of its execution has not been provided, such act or duty shall be done or performed in such manner and through such means as the common council may prescribe by ordinance or resolution, according to the nature of the case; and a majority of all the members of the council may pass any ordinance or resolution, or make any by-laws not repugnant to the laws of this State or of the United States necessary to secure the peace and good order of the town and the health of its inhabitants. And the style of the town ordinance shall be as follows: [The people of the town of Lakeview do ordain as follows:] The common council may provide for the collection of an attorney fee not to exceed ten dollars from persons convicted of breaches of town ordinances, which shall be taxed as costs in the case and for the expenses of such action when said person shall be convicted. The common council may regulate travel upon the streets and sidewalks, the driving of stock through the streets, and the speed of horsemen and vehicles, and may provide for the punishment of persons violating ordinances concerning the same.

Section 41. The territory within the limits of the town of Lakeview is hereby excepted out of the jurisdiction of the county court of Lake county, upon the following subjects, to-wit: To divide the same or any part thereof into road districts, or to appoint supervisors of road districts or any part thereof, or to lay out or open the streets or highways thereof, or work upon the same; and also in cases where the town is authorized by this Act to require a license for any trade, pursuit or object, no additional license therefor shall be exacted by Lake county. The inhabitants of the town shall be exempt from the payment of road taxes or the assessment of property within the town for road work; *provided*, that the common council may assess and cause to be collected annually from all property owners in said town the sum of one dollar for every one thousand dollars of property owned by said person in said town, and in proportion for a greater or less amount than one thousand dollars; and from each male inhabitant of said town between twenty-one and fifty years of age, except persons who are a public charge or too infirm to perform labor, or active firemen, the sum of three dollars, to be known as the "street poll tax," and the amount of money so collected shall be applied to the improvement and construction and repair of the streets in said town; said money so collected to be kept in a separate fund to be known as the "street fund."

Section 42. *Provided further*, that the marshal of the town is authorized to collect the same, and for that purpose shall possess the

same power and authority and have the same remedy granted by the general laws of the State to road supervisors for the collection of road taxes.

Section 43. No fees for services performed by the recorder or marshal in any regard shall be charged against Lake county, nor shall Lake county be liable for any cause of action or suit arising from injuries received through failure or neglect of keeping public highways and bridges in good order and repair within the limits of the town of Lakeview.

Section 44. The recorder, marshal, treasurer, street commissioner, surveyor and attorney shall hold their office for one year and until their successors are elected and qualified.

Inasmuch as it is necessary that the improvements and regulations contemplated and provided for in this Act shall be made as soon as possible, this Act shall take effect from and after its approval by the Governor.

On motion of Mr. Moss, the report and amendments were adopted.

The committee on engrossed bills submitted the following:

#### REPORT.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
February 5, 1889. }

*Mr. Speaker:*

Your committee on engrossed bills, to whom was referred house bills Nos. 94, 137 and 79, beg leave to report the same back to the house as correctly engrossed.

J. H. ROBERTS,  
Chairman.

The committee on commerce submitted the following:

#### REPORT.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
January 28, 1889. }

*Mr. Speaker:*

Your committee on commerce, to whom was referred house joint memorial No. 6, beg leave to report that they have had the same under consideration, and would respectfully report it back to the house with the recommendation that it do pass.

D. P. THOMPSON,  
Chairman.



On motion of Mr. Thompson, the report and memorial were adopted.

## REPORT.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
January 30, 1889. }

*Mr. Speaker :*

Your committee on commerce, to whom was referred house bill No. 147, beg leave to report that they have had the same under consideration, and would respectfully report it back to the house with the recommendation that it do pass.

D. P. THOMPSON,  
Chairman.

## REPORT.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
January 30, 1889. }

*Mr. Speaker :*

Your committee on commerce, to whom was referred house bills Nos. 49, by Mr. Smith, and 103. by Mr. Thompson, beg leave to report that they have had the same under consideration, and would respectfully report them back to the house without recommendation, except that they be discussed by committee of the whole.

D. P. THOMPSON,  
Chairman.

On motion of Mr. Thompson, the report was adopted, and made a special order for February 7, at 11 A. M.

## REPORT.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
January 30, 1889. }

*Mr. Speaker :*

Your committee on commerce, to whom was referred house bill No. 112, beg leave to report that they have had the same under consideration, and would respectfully report it back to the house with the recommendation that it do pass, with the following amendments:

## FIRST AMENDMENT.

That the words "shall be guilty of a misdemeanor," in line 4 of section 1 of the printed copy of this bill, be stricken out, and the words "shall be guilty of a misdemeanor" be inserted after the words "is president" in line 7 of section 1.

## SECOND AMENDMENT.

That the words "chaffinch or bullfinch" in line 4 of section 1 be stricken out and the words "chaffinch or bullfinch" in lines 3 and 4 of section 2 by stricken out.

## THIRD AMENDMENT.

That there be inserted in line 7 after the words "is president," but preceding the words inserted by the first amendment in this report, the words "meadow lark, blue bird, oriole, wild canary, black bird, mocking bird, southern red bird or cardinal, bob-o-link, orchard oriole-icterus spurius, American robin-meriela migrateria, varied thrush-hesperocichla nervia, western tanager-pyranga ludoviciana, wood-pecker, sapsuckers and flickers, ringlets, chickadees and siskins, and the whole family of song birds and creepers," and that these words be also inserted after the word "greenfinch" in line 3 of section 2 of this bill.

## FOURTH AMENDMENT.

That the word "fifty" in line 2 of section 3 of the printed bill be stricken out and the word "five" be substituted therefor, and that the words "one hundred" in the same line be stricken out and the word "fifty" be substituted therefor.

D. P. THOMPSON,  
Chairman.

On motion of Mr. Thompson, the report and amendments were adopted.

The committee on engrossed bills submitted the following:

## REPORT.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
February 5, 1889. }

*Mr. Speaker :*

Your committee on engrossed bills, to whom was referred house

bill No. 115, beg leave to report the same back to the house as correctly engrossed.

J. H. ROBERTS,  
Chairman.

The committee on counties submitted the following:

REPORT.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
January 30, 1889. }

*Mr. Speaker:*

Your committee on counties, to whom was referred house bill No. 72, beg leave to report that they have had the same under consideration, and would respectfully report it back to the house with the recommendation that it do pass, with the following amendments:

FIRST AMENDMENT.

Strike out the words "eight hundred" in line 16 of the printed bill and insert "twelve hundred."

SECOND AMENDMENT.

Line 19, strike out the words "six hundred" and insert "seven hundred."

THIRD AMENDMENT.\*

Strike out the word "two" in line 26 and insert the word "three."

FOURTH AMENDMENT.

Strike out the words "one thousand" in line 27 and insert the words "twelve hundred." Add: Wallowa county, five hundred dollars.

FIFTH AMENDMENT.

Strike out the word "nine" in line 21 and insert the word "twelve" instead thereof.

C. B. CROSNO,  
Chairman.

On motion of Mr. Apperson, the report and amendments were adopted.

## REPORT.

HOUSE OF REPRESENTATIVES,  
SALEM, Oregon,  
February 1, 1889. }

*Mr. Speaker:*

Your committee on counties, to whom was referred house bill No. 18, beg leave to report that they have had the same under consideration, and would respectfully report it back to the house with the recommendation that it do pass, with the following amendments:

## FIRST AMENDMENT.

By striking out all that part of line 5, in section 1, after the word "to," and all that part of line 6, section 1, before the word "to," and insert in lieu thereof: "a point where the township lines between townships 4 and 5 south of Willamette meridian crosses said river, thence west on said township line to where it crosses Buck Hollow, thence down the center of said Buck Hollow."

## SECOND AMENDMENT.

By striking out all that part of line 3, in section 9, after the word "therefrom," and all that part of line 4, in section 9, before the word "and," and insert in lieu thereof: "the amount of money that has been collected in taxes from the property of the Territory to be embraced in the county of Fulton and expended by Wasco county for public buildings situated within Dalles City."

## THIRD AMENDMENT.

By inserting between the figures "100" and the word "the" in the third line of section 8: "and the county stock inspector of said county shall receive an annual salary of \$300."

## FOURTH AMENDMENT.

By striking out the words "of Fulton" in first line of section 9 and inserting: "treasurer of Fulton county shall, out of the first money collected for taxes, pay over to the treasurer of Wasco county the full amount of State tax on the assessment of 1888, due from the citizens of Fulton county and."

## FIFTH AMENDMENT.

Also by inserting the word "remaining" between the words "the" and "indebtedness" in the third line of section 9.

C. B. CROSNO,  
Chairman.

On motion of Mr. McCoy, the report and amendments were adopted.

## REPORT.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
January 30, 1889. }

*Mr. Speaker :*

Your committee on counties, to whom was referred house bill No. 82, beg leave to report that they have had the same under consideration, and would respectfully report it back to the house with the recommendation that it do not pass.

C. B. CROSNO,  
Chairman.

Mr. Short submitted the following and moved its adoption:

## MOTION TO AMEND HOUSE BILL NO. 82.

By striking out all after the second word (the) in the fifth line of section 1, and insert the following: Southeast corner of township one south, of range one east of the Willamette meridian, thence north to the line dividing the counties of Multnomah and Clackamas, shall be and the same is hereby annexed to and form a part of Multnomah county.

Mr. Paquet moved to indefinitely postpone the amendment.

Lost.

On the original motion to adopt the amendment, Messrs. Apperson and Paquet demanded the ayes and nays.

On this question the roll was called and the vote was :

Those voting aye were:

Messrs. Harrington, Hume, Laughlin, Northup, Paulsen, Roberts, Short, Strowbridge and Thomas—9.

Nays—Messrs. Apperson, Armstrong, Bean, Belknap, Blundell, Bowditch, Crook, Crosno, Derby, Fell, Fisher of Polk, Gambia, Geer, Gilbert, Goodnough, Hahn, Haskell, Howard, Hunter, Jennings, Kirk, Labrie, Ladd, Layman, Maxwell, Miller of Jackson, Miller of

Linn, Moore, Morelock, Moss, Myers, Paquet, Parker, Powell, Price, Ricker, Stafford, Thompson, Waldo, Weed, Williamson, Wilson, and Mr. Speaker—43.

Absent—Messrs. Condon, Earhart, Fisher of Multnomah, Napton, Pope, Roe, McCoy and Gilham—8.

So the house refused to adopt the amendment.

#### NOTICE OF INTRODUCTION OF BILL.

I hereby give notice that I will, on the — of February, 1889, introduce a bill for an Act to protect salmon fish in the Columbia river and its tributaries.

J. T. BOWDITCH.

On motion of Mr. Roberts, the house adjourned until 7 o'clock P. M.

#### EVENING SESSION.

House met pursuant to adjournment, and was called to order by the Speaker.

The roll was called and all were present except Mr. Earhart.

The Speaker instructed the clerk to notify the senate that the house is ready to receive that body in pursuance of senate concurrent resolution No. 8.

Soon thereafter the senate of the State of Oregon came within the bar of the house, and the joint assembly was called to order by the President.

The Clerk of the Senate called the roll of the senate, and all the senators were present.

The Clerk of the House called the roll of the house, and all the members were present.

The President directed the Clerk to read senate concurrent resolution No. 8, and the report thereon, relative to the meeting of this joint assembly for the purpose of receiving from the Oregon Pioneer Association the oil painting of Dr. John McLoughlin.

On motion of Senator Watts, a committee of two was appointed by the President to retire and introduce His Excellency, the Governor, and Hon. John Minto.

The chair appointed Messrs. Watts and Earhart as such committee.

The committee retired and soon returned, accompanied by His

Excellency, the Governor, and Hon. John Minto, who were escorted to seats on the rostrum.

On motion of Mr. Earhart, Mr. Joseph Watt of Yamhill county, president of the Oregon Pioneer Association, was invited to a seat upon the rostrum.

The President then introduced Hon. John Minto, who delivered the following:

#### ADDRESS OF PRESENTATION.

*Governor, and Representatives of the State of Oregon:*

At request of the Oregon Pioneer Association, I appear before you in its behalf to present to you, for placement amongst those of the notable men of this yet young commonwealth, the portrait of the most potent friend and benefactor of those who planted the seeds of peace and social order in this fair land.

Of Dr. McLoughlin's origin we have little precise information. Such as we have indicates that he was of a Highland Scotch family, born in the Canadian province of Quebec, educated as a physician, but joining, while yet young, the Canadian association of fur traders known as the Northwest Company, and soon rising to prominence amongst his associates. His subordinate friend and admirer, Dr. W. F. Tolmie, tells us that "when in 1821 the Northwest Company and Hudson Bay Company coalesced, Dr. McLoughlin strove sturdily for better terms for those bearing the burden of the work in the fur country as against the London directory (the contest being in fact a struggle of labor against capital), and refused to sign the deed poll, or agreement, between the London shareholders and their commissioned officers in Rupert's Land and the far Columbia. Notwithstanding this self-assertion, Dr. McLoughlin, on account of his high character and practical ability, was detailed for the Columbia in 1823." Assuming charge in 1824, he became virtually autocratic ruler of all the country then known as Oregon, extending from the Rocky mountains to the Pacific, and from California to Alaska. From Dr. McLoughlin's own hand we have the statement of the first beginnings of agriculture in this now teeming region, by the planting (under his direction) of "potatoes and peas in 1825, and the reception from York factory in the fall of the same year of one bushel each of wheat, oats, barley and corn, and one quart of timothy seed, which was planted in 1826. From this small beginning the crop of 1828 was such as to enable the post at Vancouver to dispense with the importation of flour, etc." At this date of 1828, he tells us that he "gives to Etienne Luceir his advice to settle in the Willamette valley as a farmer, expressing the opinion

to him that wherever wheat would grow the country would be settled."

From this date we see him assisting settlers without regard to nationality, and for reasons of "morality and policy" refraining from trading in spirituous liquors, and persuading American traders to the same course. From a stock of cattle numbering but twenty-seven head, of all sorts and ages in 1825, he loaned two cows to each settler, and oxen for teams, while resolutely refraining from killing any for food for himself, his officers or employes, until 1838, when "the first beef was killed for use at Vancouver."

We see him, in this matter of domestic cattle, thus denying himself and almost mutinous subordinates two years after he had assisted (by more than one-third of the money outlay) in the laudable effort of the American settlers and missionaries to procure cattle of their own, so as to be independent of the Hudson Bay Company in that respect. Yet we see him in wise care for the needs of his own employes and those of the increasing settlers, one year later (1839) refuse to supply the British squadron under Sir Edward Belcher with beef, for which refusal Captain Belcher complained of him on his return to England.

Thus we see Dr. John McLoughlin, with almost paternal care, encouraging, guiding and guarding the beginnings of settled industrial life in Oregon. Standing on the high plane of a Christian gentleman, who sees for himself a duty to mankind above the race, national, sectarian and business interests, which are closing in contending lines around him, he "welcomes the coming, speeds the parting guest," with a true Highland hospitality, to the best within his control. After sixteen years, with almost absolute power for good or ill over Oregon, during which time he had acted the good Samaritan to unfortunate traders, kept open house for scientific explorers, made welcome travelers for information or pleasure, advised and assisted to locate missionaries like Jason Lee, and bound to himself in bonds of personal friendship failing traders like Nathaniel J. Wyeth, and devoted missionaries like Whitman and his noble wife—he stands ready to receive in the same spirit of generosity the first overland immigrants as home-builders (in 1840) whose increasing numbers, in a few more years, take the dominion and the government from his hands.

Hon. P. H. Burnett (who was influenced by his counsel and a recipient of his aid and hospitality) from an intimate personal acquaintance, says: "Dr. John McLoughlin was one of the greatest and most noble philanthropists I ever knew." The Hon. M. P. Deady, in his scholarly address to the Oregon Pioneers in 1875, said of him: "Had he but turned his back upon the early missionary



and settler and left them to shift for themselves, the occupation of the country by Americans would have been seriously retarded and attended by much greater hardship and suffering than it was. \* \* He was a great man, upon whom God had stamped a grandeur of character which few men possess, and a nobility which the patent of no earthly sovereign can confer." The Hon. J. W. Nesmith, who served his day and generation as a pioneer, in the forum and in the field, speaking from his own knowledge as an immigrant of 1843, says: "Dr. John McLoughlin, then at the head of the Hudson Bay Company, from his own private resources, rendered to the new settlers much valuable aid, by furnishing the destitute with food, clothing and seed, waiting for his pay until they had a surplus to dispose of. Dr. John McLoughlin was a public benefactor, and the time will come when the people of Oregon will do themselves credit by erecting a statue to his memory. Of foreign birth and lineage, he gave the strongest proof of his devotion to republican institutions by becoming an American citizen while all his personal interests were identified with the British government. Thus far, detraction and abuse have been his principal reward." These are the words of three men who labored as master builders upon the foundations of this commonwealth. The truth and history will fully vindicate them.

To the assistance given the immigrants of 1843, as described by Colonel Nesmith, I can add, as an eye witness, that those of 1844 received the loan of boats in which to descend the Columbia river from The Dalles (there being no road across the Cascades;) the hungry were fed, the sick cared for and nursed, and not the least was the fact that many of the employes of the Hudson Bay Company followed the good doctor in their treatment of Americans. Especially was this the case in the settlement of retired Canadians, who almost worshipped him. This settlement was a magazine of supplies, a hospitable, orderly community. Its existence as early as 1834 enabled Dr. McLoughlin to send Jason Lee into this vicinity "to sleep in peace and safety in a garden of cucumbers and melons," on the farm of Joseph Gervais. In 1836, according to Lieutenant Slocum (the first agent of the United States Government who came here to see the condition of American citizens) a surplus of 5,000 bushels of wheat was to be had. The existence of this settlement fully justified Dr. McLoughlin in advising Lee to locate here, and from acting on that advice has grown the fact that we now see over against this capitol, dedicated to the welfare of humanity, with trust in God, the Willamette university and other buildings, dedicated to Christ and humanity.

In 1841, when Commodore Wilkes, the second observer in behalf

of the United States, came, the population, according to Sir George Simpson, governor of the Hudson Bay Company, was 500—sixty Canadians, with Indian wives and half-breed families, and sixty-five American families. There were then in the country 3,000 head of cattle, 500 horses, besides an uncounted number of hogs. The wheat crop was 35,000 bushels, from 120 farms, with a due proportion of oats, barley and potatoes. The price of wheat was 62½ cents per bushel, for which any goods could be drawn from the Hudson Bay Company's stores, except spirits, at 50 per cent. advance on London cost. In addition to this production of the settlement planted by Dr. McLoughlin, there was a 700-acre farm at Vancouver, managed in the best style of North British farming, and large quantities of pork and salmon were put up, so that when the first considerable immigration of 1842 came, there was grain enough in the country for one year's supply, and much other food. But as they brought information of the larger immigration to come in 1843, the doctor foresaw and acted upon the necessity of securing a corresponding increase of seed to be sown, so that the increasing number of consumers might find an increased provision for their support.

These were the considerations which underlay his liberal and judicious treatment of the immigrants of 1843 and 1844 of furnishing immigrants who needed not only what would relieve their immediate wants, but seed and assistance in opening farms, so that there might not be a famine in 1845 and succeeding years. The children of Israel had their Joseph in Egypt. John McLoughlin was the Joseph of the early home-builders of Oregon.

But no statement of the treatment the settlers received at the hands of Dr. McLoughlin would do justice to his twenty-two years of rule over Oregon without some notice of his dealings with the native race, and its effects in making the beginnings of settlements comparatively safe.

He dealt with the Indians upon the fundamental idea that all men, civilized and savage, have an innate love of justice, and will therefore ultimately be best satisfied with fair, honest dealings. The goods he used in trade were plain, solid, substantial, and as cheap as they could be made in the civilized world; adapted to meet their wants, and sold at prices uniform and moderate. He never deceived Indians. He never knowingly punished one Indian for the crime of another. He never punished many indiscriminately for the crime of one. But he followed the one criminal with relentless persistence until he was brought to justice. In one notable instance he made the Indians execute justice on each other. This was when the American trading party under Jedediah Smith, eighteen in number, was set upon and fourteen of them murdered near the

mouth of the Umpqua. Smith and two of his men, who were absent from camp when the massacre occurred, and one other, reached Vancouver in forlorn condition. They were not only cared for, but Dr. McLoughlin took such measures as recovered \$3,200 worth of Smith's property, and restored the same to him without cost. And, by telling the Indians who purchased the stolen goods of the murderers to look to them for their pay, the murderers were more effectually punished by the tribal war which resulted than even the Hudson Bay Company's power could have done.

I will mention one instance of the arrest and execution of a single Indian, one of two who had for purposes of robbery murdered a servant of the Hudson Bay Company, while asleep in his tent on Sunday afternoon, at Pillar Rock, on the lower Columbia. The Indians fled toward their own country up the north coast. One was killed in the first pursuit, the other was taken as a prisoner to Astoria, where he escaped. He was retaken, after causing the death of two women, disguised as men, who were assisting him. There was no question of his guilt. Dr. McLoughlin, in order to make the lesson of his execution impressive to the Indians, invited the leading men amongst them, and all classes of the settlers and missionaries, to be present. He made the arrangements for the event in a way best calculated to strike terror to the Indian mind, and, when all was ready, with his white head bared, made the Indians a short and earnest address, showing them that the white men of all classes, Englishmen, Americans and Frenchmen, were as one man to punish such crimes. There is no doubt his treatment of the participators in the murder of Smith's party made the settlement of Umpqua valley more safe than it would otherwise have been, and there is just as little doubt that the execution at Astoria in 1841 had that result on the lower Columbia.

During the latest period of his administration, while Dr. McLoughlin was pursuing this wise and humane policy toward the American immigrants, he was entertaining two emissaries of the British government as residents at Vancouver. For some time before the settlement of the boundary question England kept two such agents in Oregon, one of whom, in the later years, was the son of Sir Robert Peel, the then prime minister of Great Britain. There was also an observer in the interest of the company he served, living in the closest relations with him, and, in addition to these, his subordinates (part of whom were intensely loyal to England) kept up a constant bickering about the doctor's Oregon City claim, and "his nursing of vipers" by the advances he made to the Americans. To all fault-findings he says, in his posthumous paper, "it may be

said, and it has been said, that I was too liberal in making these advances. It is not so, but it was done judiciously and prudently." The pioneers of Oregon were not, and are not, ingrates. They deplore deeply the wounds their friend and benefactor received from self-constituted champions of diverse national interests, from sectarian bigotry, or from political ambition. That he keenly felt such, we learn from the paper from which I have already quoted, concluding: "To be brief, I founded this settlement and prevented war between Great Britain and the United States, and for doing this peaceably and quietly I was treated by the British in such manner that from self-respect, I resigned my situation in the Hudson Bay Company's service, by which I sacrificed \$12,000 per annum, and the Oregon land bill shows the treatment I received from the Americans."

In this sad summary of such a life as Dr. McLoughlin's, there is a statement that merits our attention, which, if ever proven true (and no man that ever knew Dr. McLoughlin will doubt that he believed it true), namely, that he prevented war between Great Britain and the United States, will show that two of the greatest nations on this earth owe him a debt of gratitude, and that Oregon in particular is doubly bound to him as a public benefactor. (British state papers may some day prove all this.) It is now twenty-six years since the legislative assembly of the State of Oregon, so far as restoration of property to Dr. McLoughlin's family could undo the wrong of Oregon's land bill, gave gladness to the heart of every Oregon pioneer worthy of the name. All of them yet living now know that (good man as they believed him) he was better than they knew. They see him now, after the strife and jealousies of race, national, business and sectarian interests are allayed, standing in the center of all these causes of contention—a position in which to please all parties was simply impossible, to "maintain which only a good man could bear with patience"—and they have adopted this means of conveying their appreciation of his great forbearance and patient endurance, combined with his generous conduct. Looking then at this line of action in the light of the merest glimpses of history known to be true by witnesses yet living, can any honest man wonder that the pioneers of Oregon, who have eaten the salt of this good man's hospitality—who have been eye-witnesses to his brave care for humanity, and participators of his generous aid, are unwilling to go to their graves in silence, which would imply base ingratitude—a silence which would be eloquent with falsehood.

Governor and Representatives of Oregon: In recognition of the worthy manner in which Dr. John McLoughlin filled his trying and

responsible position, in the heartfelt glow of a grateful remembrance of his humane and noble conduct to them, the Oregon pioneers leave this portrait with you. Hoping that their descendants will not forget the friend of their fathers, and trusting that this gift of the men and women who led the advance which has planted thirty thousand rifles in the valley of the Columbia, and three hundred thousand when needed, in the national domain facing the Pacific ocean, will be deemed worthy of a place in your halls.

The President then introduced His Excellency, Governor Penoyer, who, on behalf of the State of Oregon, delivered the following:

#### ADDRESS OF ACCEPTANCE.

*Respected Sir, Ladies and Gentlemen :*

On behalf of the State of Oregon, I extend through you, sir, to the honorable Association of Pioneers, the thanks of the people of this commonwealth for the present you have made to the State. This gift is alike creditable to the venerable men of your association in its bestowment and to the State of Oregon in its acceptance. It does honor to the pioneers of Oregon, because it shows their full appreciation of the high qualities of a true and a noble manhood, and the placing of this painting in the honorable position it now occupies in the senate hall of the State capitol evinces a like appreciation on the part of the representatives and the people of this great State. Dr. McLoughlin was indeed a most extraordinary man. Entrusted with a most responsible position under the British flag at a time when there was a bitter contest for governmental supremacy in Oregon, it was the undoubted and honorable wish and prompting of his heart that the flag of his country might continue to wave over Oregon soil, and yet in instances repeated without number, he extended the hand of charity and unstinted aid to the poor immigrants of the contesting people, whose advent here threatened the supremacy of his government over the contested territory. While he was loyal to his country, he was, as became his lofty character, more loyal to his conscience, and while never forgetting his full allegiance as a Briton, he never forgot his higher duty as a man.

The love of country is a commendable love. No devotion is too strong for the land of our birth and for the government that has protected us in youth, shielded us in manhood, and which constitutes our security in declining years. In its defense, its loyal sons will tread with fearless step the ensanguined field and face with unflinching courage the bayonet's charge or the cannon's sweeping hail. But above and beyond this love of country is that greater love and that broader and more catholic spirit which prompts the

true heroes of every nation to extend to the suffering of their own race, though met as foemen on the battle plain, the cordial hand of Christian charity.

The soldier, when he gives a cup of water to a wounded foe, is a grander hero in the sight of heaven than when he bravely struggles in the battle's van. To love your country is the service of every citizen, enjoined by duty and the law of the land, but to love your fellow man is a higher obligation, enjoined by conscience and the law of God.

And to do honor to the memory of a man whose charitable deeds were bestowed to alien supplicants, in the mere love of mercy, and who never turned his face from any poor man, is simply to reflect honor upon ourselves. It was indeed the spirit of divinity itself that prompted the angel to write in letters of loving light Ben Adhem's name above all other names, because he, more than all his brethren, had truly loved his fellow man. We rear the stately shaft to the memory of those who fell in defense of their country and we perpetuate the recollection alike of heroes and statesmen by statues wrought of solid marble or enduring bronze, but those men who have done quiet deeds of kindness and charity, all along the path of their life's duty, need neither shaft nor statue to keep alive the recollection of their noble deeds. It will forever live in thankful hearts and be handed down from grateful sire to son.

And more than this, in that great beyond where the character of every man will be tested in the light of eternal truth, the humble and unostentatious givers of good gifts to the poor of this world, will outrank in dignity and honor the avaricious possessor of millions of earth's sordid dross, or the recipient of the highest of earthly fame and honor.

Then let this picture of the grand old man, whose numerous deeds of charity are inseparably interwoven in the early history of our State, ever enjoy the place of honor it now holds. And when our children and our children's children shall visit these venerated halls, let them pause before the portrait of this venerable man and do homage to his memory, who, with his patriotic devotion to his country, and his devout service to his God, crowned the full completeness of his high character with an unmeasured love for his fellow man.

On motion of Mr. Veatch, the joint assembly dissolved.

#### IN THE HOUSE.

On motion of Mr. Thompson, the house adjourned.

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WEDNESDAY, FEBRUARY 6, 1889.

## MORNING SESSION.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
February 6, 1889. }

House called to order at 10 o'clock A. M., Mr. Speaker in the chair.

The roll was called, and Messrs. Earhart, Fell, Gilbert, Miller of Jackson, Miller of Linn, Napton, Roberts, Williamson and Wilson were absent.

House opened with prayer by Rev. P. R. Burnett of Salem.

On motion of Mr. Bean, the reading of the journal was dispensed with.

The committee on enrollment submitted the following:

## REPORT.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
February 5, 1889. }

*Mr. Speaker :*

Your committee on enrolled bills, to whom was referred house bill No. 124, beg leave to report the same back to the house as correctly enrolled.

S. W. CONDON,  
Chairman.

The Speaker announced that he was about to sign house bill No. 124, and soon thereafter stated that he had signed it.

The committee on counties submitted the following:

## REPORT.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
February 5, 1889. }

*Mr. Speaker :*

Your committee on counties, to whom was referred house bill No. 15, beg leave to report that they have had the same under consideration and would respectfully report it back to the house with the recommendation that it do pass with the following amendments :

## FIRST AMENDMENT.

That the title be amended to read as follows :

An Act to amend an Act entitled an Act to create the office of recorder of conveyances in the counties of Linn, Marion, Washington and Yamhill, and to prescribe the duties and fees of the same, approved February 21, 1887, and to create the office of recorder of conveyances in the counties of Baker, Clackamas, Clatsop, Linn, Marion, Union, Washington, Yamhill and Jackson, and prescribe the duties and fees of the same.

## SECOND AMENDMENT.

Amend further section 1, line 6, of printed bill by striking out the word "Umatilla" and insert the word "Baker."

## THIRD AMENDMENT.

Section 2. Amend section 4 of said Act to read as follows: "The recorder of conveyances shall have the custody of and safely keep and preserve all the books, records, deeds, mortgages of all kinds, maps and papers deposited or kept in his office; he shall also record or cause to be recorded in a plain and distinct handwriting, in suitable books to be provided by the county and kept in his office, all deeds, mortgages, maps, instruments and writings authorized by law to be recorded in his office, and left with him for that purpose, and shall perform all other duties required of him by law."

## FOURTH AMENDMENT.

Section 3. Amend section 8 of said Act by striking out all said section and substitute the following: Sec. 8. The recorder of conveyances shall make an abstract of all mortgages for the assessor, as provided by law.

## FIFTH AMENDMENT.

Section 4. Amend section 11 of said Act to read as follows: Sec. 11. Each recorder of conveyances shall keep his office open for the transaction of business as follows: On every day, excepting Sundays and all legal holidays, from 8 to 12 o'clock in the forenoon and from 1 to 5 o'clock in the afternoon.

Section 5. The recorder of conveyances of each county to which this Act applies shall be furnished by said county with an official



seal, and shall have full power to take acknowledgments of deeds and other instruments of writing, and administer oaths in all cases where oaths are required by law to be made.

Section 6. Inasmuch as there is urgent need of the change provided for in this bill, this Act shall take effect from and after its approval by the Governor.

C. B. CROSNO,  
Chairman.

On motion of Mr. Paulson, the report and amendments were adopted.

#### REPORT.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
January 30, 1889. }

*Mr. Speaker :*

Your committee on counties, to whom was referred house bill No. 118, beg leave to report that they have had the same under consideration, and would respectfully report it back to the house with the recommendation that it do pass.

C. B. CROSNO,  
Chairman.

#### REPORT.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
February 1, 1889. }

*Mr. Speaker :*

Your committee on counties, to whom was referred house bill No. 121, beg leave to report that they have had the same under consideration, and would respectfully report it back to the house with the recommendation that it do pass, with the following amendments :

#### FIRST AMENDMENT.

That the title of the bill be amended by inserting after the word "sheep" wherever it occurs in said title the words "horses or cattle."

#### SECOND AMENDMENT.

That the bill be amended by inserting the words "horses or cattle" after the word "sheep" wherever it occurs in the bill.

C. B. CROSNO,  
Chairman.

On motion of Mr. Blundell, the report and amendments were adopted.

The committee on internal improvements submitted the following:

REPORT.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
February 6, 1889. }

*Mr. Speaker :*

Your committee on internal improvements, to whom was referred house bill No. 35, beg leave to report that they have had the same under consideration, and would respectfully report it back to the house with the recommendation that it do not pass.

J. M. STAFFORD,  
Chairman.

The committee on agriculture submitted the following:

REPORT.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
January 29, 1889. }

*Mr. Speaker :*

Your committee on agriculture, to whom was referred house bill No. 22, beg leave to report that they have had the same under consideration, and would respectfully report it back to the house with the recommendation that it be referred to the committee on judiciary.

F. S. POWELL,  
Chairman.

On motion of Mr. Fisher of Polk, the report was adopted.

REPORT.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
February 4, 1889. }

*Mr. Speaker :*

Your committee on agriculture, to whom was referred house bill No. 63, beg leave to report that they have had the same under consideration, and would respectfully report it back to the house

with the recommendation that it do pass, with the following amendments:

FIRST AMENDMENT.

Section 6, line 13, printed bill, amended by adding after the word "is" the following: "*provided, however,* that annatto, or butter coloring in which annatto is the principal ingredient used, in coloring butter or cheese, shall not be considered an adulteration, nor shall the addition of salt to dairy products be considered an adulteration."

SECOND AMENDMENT.

Section 7, line 6, printed bill, amended by striking out the word "twelve" before the word "hundred" and inserting the word "ten."

THIRD AMENDMENT.

Section 8, lines 1 and 2, printed bill, amended by striking out all of lines 1 and 2 and inserting the following: "It shall be the duty of the chemist of the State agricultural college to correctly analyze any and all substances the said commissioner may send him for the purpose of carrying out the provisions of this Act."

FOURTH AMENDMENT.

Section 13 amended by striking out all of lines 1 and 2, printed bill.

FIFTH AMENDMENT.

Section 14, line 5; printed bill, amended by adding after the word "milk" the following: "*provided further,* that any one who shall use the box or boxes or cans used by any creamery or dairyman, for the purpose of selling the butter of any other creamery or dairyman, shall be subject to any or all the fines provided for in this Act."

F. S. POWELL,  
Chairman.

On motion of Mr. Powell, the report and amendments were adopted.

REPORT.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
January 30, 1889. }

*Mr. Speaker:*

Your committee on agriculture, to whom was referred house

bill No. 81, beg leave to report that they have had the same under consideration, and would respectfully report it back to the house with the recommendation that it do pass, with the following amendment:

AMENDMENT.

Amended by adding a section to the printed bill to read as follows: Section 2. This Act shall take effect and be in force from and after its approval by the Governor.

F. S. POWELL,  
Chairman.

On motion of Mr. Geer, the report and amendment were adopted.

REPORT.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
January 24, 1889. }

*Mr. Speaker:*

Your committee on agriculture, to whom was referred house bill No. 57, introduced by Mr. Blundell, beg leave to report that they have had the same under consideration, and would respectfully report it back to the house, with the following amendment:

AMENDMENT.

Section 8, lines 1, 2 and 3, amended by striking out all after the word "print" in line 1 to the word "not" in line 3.

F. S. POWELL,  
Chairman.

On motion of Mr. Fisher of Polk, the report and amendment were adopted.

REPORT.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
February 1, 1889. }

*Mr. Speaker:*

Your committee on agriculture, to whom was referred senate bill No. 22, beg leave to report that they have had the same under consideration, and would respectfully report it back to the house with the recommendation that it do pass.

F. S. POWELL,  
Chairman.

## REPORT.

HOUSE OF REPRESENTATIVES, }  
 SALEM, Oregon, }  
 January 31, 1889. }

*Mr. Speaker:*

Your committee on agriculture, to whom was referred house bill No. 19, beg leave to report that they have had the same under consideration, and would respectfully report it back to the house with the recommendation that it do pass, with the following amendment:

## AMENDMENT.

Section 13, line 3 of printed bill, amended by striking out all after the word "of," and inserting "\$3,500 for the year commencing April 1, 1888; \$3,500 for the year commencing April 1, 1890."

F. S. POWELL,  
 Chairman.

On motion of Mr. Powell, the report and amendment was adopted.

## REPORT.

HOUSE OF REPRESENTATIVES, }  
 SALEM, Oregon, }  
 January 31, 1889. }

*Mr. Speaker:*

Your committee on agriculture, to whom was referred house bill No. 119, beg leave to report that they have had the same under consideration, and would respectfully report it back to the house with the recommendation that it do pass.

F. S. POWELL,  
 Chairman.

## REPORT.

HOUSE OF REPRESENTATIVES, }  
 SALEM, Oregon, }  
 February 5, 1889. }

*Mr. Speaker:*

Your committee on agriculture, to whom was referred house bill No. 111, beg leave to report that they have had the same under consideration, and would respectfully report it back to the house with the recommendation that it do not pass.

F. S. POWELL,  
 Chairman.

## REPORT.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
January 27, 1889. }

*Mr. Speaker :*

Your committee on agriculture, to whom was referred house bill No. 6, beg leave to report that they have had the same under consideration, and would respectfully report it back to the house.

F. S. POWELL,  
Chairman.

## REPORT.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
January 31, 1889. }

*Mr. Speaker :*

Your committee on agriculture, to whom was referred house bill No. 16, beg leave to report that they have had the same under consideration, and would respectfully report it back to the house with the recommendation that it be referred to the committee on judiciary.

F. S. POWELL,  
Chairman.

On motion of Mr. Fisher of Polk, the report was adopted.

## REPORT.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
January 28, 1889. }

*Mr. Speaker :*

Your committee on agriculture, to whom was referred house joint resolution No. 6, beg leave to report that they have had the same under consideration, and would respectfully report it back to the house with the recommendation that it do pass.

F. S. POWELL,  
Chairman.

House joint resolution No. 6 was read.

Mr. Geer moved its adoption.

On this question the roll was called and the vote was :

Those voting aye were :

Messrs. Apperson, Armstrong, Bean, Belknap, Blundell, Bowditch, Condon, Crook, Crosno, Derby, Earhart, Fell, Fisher of Polk, Fisher of Multnomah, Gambia, Geer, Gilbert, Gilham, Hahn, Harrington, Haskell, Howard, Hunter, Kirk, Labrie, Ladd, Laughlin, Layman, Maxwell, McCoy, Miller of Jackson, Moore, Moss, Myers, Napton, Northup, Paquet, Parker, Paulsen, Pope, Powell, Price, Ricker, Roberts, Roe, Short, Stafford, Strowbridge, Thomas, Thompson, Weed, Williamson, Wilson, and Mr. Speaker—54.

Nays—Messrs. Jennings and Waldo—2.

Absent—Messrs. Goodnough, Hume, Miller of Linn, and Morelock—4.

So house resolution No. 6 was adopted.

The committee on alcoholic traffic submitted the following:

#### REPORT.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
January 31, 1889. }

*Mr. Speaker :*

Your committee on alcoholic traffic, to whom was referred house bill No. 148, beg leave to report that they have had the same under consideration, and would respectfully report it back to the house without any recommendation.

SAMUEL LAYMAN,  
Chairman.

The committee on railways and transportation submitted the following:

#### REPORT.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
February 6, 1889. }

*Mr. Speaker :*

Your committee on railways and transportation, to whom was referred house bill No. 149, entitled a bill for an Act to amend an Act to establish a board of railroad commissioners, beg leave to report that they have had the same under consideration, and would respectfully report it back to the house with the recommendation that it do pass.

J. W. MAXWELL,  
Chairman.

## REPORT.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
February 6, 1889. }

*Mr. Speaker :*

Your committee on railways and transportation, to whom was referred house bill No. 52, entitled a bill for an Act entitled an Act to create a board of railroad commissioners, beg leave to report that they have had the same under consideration, and the bill being in substance the same as house bill No. 149, which has been reported favorably, your committee therefore respectfully report it back to the house without recommendation.

J. W. MAXWELL,  
Chairman.

## REPORT.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
February 5, 1889. }

*Mr. Speaker :*

Your committee on railways and transportation, to whom was referred house bill No. 78, to provide for the wages in lawful money of the United States and punish violation of the same, beg leave to report that they have had the same under consideration, and would respectfully report it back to the house without recommendation.

J. W. MAXWELL,  
Chairman.

## REPORT.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
February 5, 1889. }

*Mr. Speaker :*

Your committee on railways and transportation, to whom was referred house bill No. 47, entitled a bill for an Act to regulate the heating of steam passenger cars, beg leave to report that they have had the same under consideration, and would respectfully report it back to the house with the recommendation that it do not pass.

We are of the opinion that should this bill become a law, it would work a very great hardship upon all of the railroad companies doing business within the limits of the State of Oregon. The heating of passenger cars by steam has not yet passed beyond the



experimental stage. Upon certain roads where the road-bed is comparatively level and the distances are not great the experiment has been tried, but with what success we are unable to say. None of the transcontinental lines are using the system. Where routes are long and grades are heavy, and where detentions are liable to occur, the experiment would be hazardous, for suppose a train buried in the snow for days together, as frequently happens, or suppose an engine disabled and unable to make steam, the people would inevitably perish by freezing before help could arrive. This might easily occur in crossing any mountain range in Oregon, and there certainly is as much danger of it as there is of a smash-up and cremation by the car stoves. We find the following named companies run their cars into Portland from the different roads: Oregon Short Line, Union Pacific, Southern Pacific, Central Pacific, Northern Pacific, Omaha and Republican Valley, Kansas Pacific, Utah and Northern, Puget Sound Shore, Seattle, Lake Shore and Eastern, Chicago, Burlington and Quincy, Chicago and Northwestern.

None of the above-named companies heat their cars by steam. Hence if this bill should become a law not one of them could pass the boundary line of Oregon. The Northern would be obliged to stop its through cars at Wallula Junction or Kalama, the Union would be obliged to stop its through cars at the eastern, and the Southern would be obliged to stop its through cars at the southern boundary of the State. Passengers therefore coming into Oregon or going out of Oregon would be obliged to change cars. No emigrant cars or passenger coach could run through. No Pullman car could run in the State, since the Pullmans are not fitted for steam heating, and altogether there would be no end to the public inconvenience. But since passenger cars could still come through to California and to Washington Territory without being obliged to change cars our disadvantage would be great, and in particular Washington Territory would have an additional boom of immigration at the expense of Oregon.

J. W. MAXWELL,  
Chairman.

Mr. Maxwell moved the report of the committee be adopted.

On motion of Mr. Bowditch, further consideration of house bill No. 47 was indefinitely postponed.

The committee on assessment and taxation submitted the following:

## REPORT.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
February 1, 1889. }

*Mr. Speaker :*

Your committee on assessment and taxation, to whom was referred house bill No. 58, beg leave to report that they have had the same under consideration, and would respectfully report it back to the house with the recommendation that it do pass, with the following amendment:

## AMENDMENT.

At the end of said bill add the words, "*and provided further, that nothing in this section shall be construed to prevent the admission of testimony to prove over-insurance fraudulently obtained.*"

JNO. B. WALDO,  
Chairman.

On motion of Mr. Waldo, the report and amendment were adopted.

## REPORT.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
February 6, 1889. }

*Mr. Speaker :*

Your committee on assessment and taxation, to whom was referred house bill No. 131, beg leave to report that they have had the same under consideration, and the majority of the committee would respectfully report it back to the house with the recommendation that it do pass.

JNO. B. WALDO,  
Chairman.

On motion of Mr. Hume, house bill No. 131 was referred to the committee on education.

## REPORT.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
February 6, 1889. }

*Mr. Speaker :*

Your committee on assessment and taxation, to whom was

referred house bill No. 29, relating to assessment and taxation, beg leave to report that they have had the same under consideration, and would respectfully report it back to the house with the recommendation that it do pass, with the following amendment to section 1 after the word "act" in the last line of said section :

AMENDMENT.

*Provided*, that in making up the amount of taxable property which any person is required to list for himself, or for any other person, company or corporation, he shall be entitled to deduct from the gross amount thereof the amount of bona fide indebtedness of himself or of any such person, company or corporation in this State as follows: In the year 1890, 50 per cent. of such indebtedness, and no more; in the year 1891, 25 per cent. of such indebtedness, and no more; thereafter no deduction whatever on account of indebtedness shall be allowed.

JNO. B. WALDO,  
Chairman.

Mr. Waldo moved that the report and amendment be adopted.

Lost.

Mr. Jennings submitted the following amendment and moved its adoption:

Strike out lines 17 and 18 in section 1 of printed bill.

Mr. Northup offered the following as a substitute:

At the end of section 1 insert the words "after March 1, 1890."

Substitute lost.

Amendment lost.

On motion of Mr. Fisher of Polk, ex-Governor George L. Woods was invited to a seat within the bar.

The Speaker submitted the following:

MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
SALEM, Oregon,  
February 6, 1889. }

*Mr. Speaker:*

I am directed by the President to inform you that the senate has concurred in house joint memorial No. 6.

And the same is herewith transmitted.

JOHN H. SHUPE,  
Chief Clerk.

## MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
SALEM, Oregon,  
February 6, 1889. }

*Mr. Speaker :*

I am directed by the President to inform you that the senate has concurred in house joint resolution No. 6. .

And the same is herewith transmitted for enrollment.

JOHN H. SHUPE,  
Chief Clerk.

## MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
SALEM, Oregon,  
February 6, 1889. }

*Mr. Speaker :*

I am directed by the President to inform you that he has signed house bill No. 124.

And the same is herewith transmitted.

JOHN H. SHUPE,  
Chief Clerk.

The committee on engrossed bills submitted the following:

## REPORT.

HOUSE OF REPRESENTATIVES,  
SALEM, Oregon,  
February 6, 1889. }

*Mr. Speaker :*

Your committee on engrossed bills, to whom was referred house bills Nos. 40 and 195, beg leave to report the same back to the house as correctly engrossed.

J. H. ROBERTS,  
Chairman.

## NOTICE OF INTRODUCTION OF BILLS.

*Mr. Speaker :*

I hereby give notice that I will introduce a bill for an Act to amend section 1 of an Act to authorize the construction of a bridge across the Willamette river between Portland and East Portland, in Multnomah county, State of Oregon, approved February 26, 1885,

as amended by an Act to amend section 1 of an Act to authorize the construction of a bridge across the Willamette river between the city of Portland and the city of East Portland, Multnomah county, State of Oregon, approved February 26, 1885, approved November 25, 1885.

H. H. NORTHUP.

By unanimous consent, the committee on ways and means submitted the following:

REPORT.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
February 6, 1889. }

*Mr. Speaker :*

Your committee on ways and means, to whom was referred house bill No. 134, beg leave to report that they have had the same under consideration, and would respectfully report it back to the house with the recommendation that it do pass, when amended as follows:

FIRST AMENDMENT.

That to section 1 there be appended: "arising from the sale of swamp or overflowed lands, or arising from the 5 per cent. derived from the sale of public lands within this State."

SECOND AMENDMENT.

Also that it be further amended by striking out all of section 2.  
J. T. APPERSON,  
Chairman.

On motion of Mr. Apperson, the report and amendments were adopted.

The committee on commerce submitted the following:

REPORT.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
February 6, 1889. }

*Mr. Speaker :*

Your committee on commerce, to whom was referred house bill No. 32, introduced by Mr. Strowbridge, beg leave to report that

they have had the same under consideration, and would respectfully report it back to the house with the recommendation that it do pass, with the following amendment:

AMENDMENT.

That all the bill after the enacting clause be stricken out and there be substituted therefor the seven sections in exhibit "A" hereto attached and made a part hereof.

D. P. THOMPSON,  
Chairman.

EXHIBIT "A."

Section 1. That section 1952 of the general laws of the State of Oregon, as annotated by William Lair Hill, be amended to read as follows:

Sec. 1952. That if any person or persons shall entice, persuade, or by any means attempt to persuade any seaman to desert from or without permission of the officer then in command thereof, to leave or depart therefrom, either temporarily or otherwise, any ship or steamer or other vessel while such ship, steamer or other vessel is within the waters under the jurisdiction of this State, or within the waters of the concurrent jurisdiction of this State and the Territory of Washington, such person or persons shall, upon conviction thereof before any justice of the peace or before a circuit court of this State, be punished by imprisonment in a county jail for not less than one nor more than six months, or by a fine not less than fifty nor more than two hundred dollars, or by both such fine and imprisonment.

Section 2. That section 1953 of the general laws of the State of Oregon, as annotated by William Lair Hill, be amended to read as follows:

Sec. 1953. If any person shall knowingly and with manifest intention to deprive the owner or master of any ship or vessel of the services of any seaman, harbor or secrete, or by any means aid in harboring or secreting, with the intention aforesaid, any seaman mentioned in this Act, such person or persons shall, upon conviction thereof before a justice of the peace or circuit court, be punished by imprisonment in a county jail not less than sixty days nor more than six months, or by a fine of not less than fifty dollars nor more than two hundred and fifty dollars.

Section 3. If any person or persons shall demand or receive, either directly or indirectly, from any seaman or apprentice, or from any person seeking employment as a seaman or apprentice, or from any person on his behalf, any remuneration whatever for

providing him with employment on board of any sea-going vessel, he shall, for every such offence and conviction thereof before any justice of the peace or circuit court of this State, be punished by imprisonment in a county jail for a period not less than ten nor more than one hundred days, or by a fine not less than twenty nor more than two hundred dollars.

Section 4. If any person or persons shall demand or receive, either directly or indirectly, from any owner or master, or agent of owner or master of a sea-going vessel, any remuneration whatever other than a fee of ten dollars per man for supplying any seaman or apprentice to be entered on board any such sea-going vessel, he shall, for every offence, on conviction thereof before any justice of the peace or circuit court, be punished by imprisonment in a county jail for a period not less than ten nor more than one hundred days, or by a fine not less than twenty nor more than two hundred dollars.

Section 5. If any person not acting in an official capacity shall board, or attempt to board, any ship or other vessel on the Willamette or Columbia river not engaged in the carrying of passengers for hire, without the consent first obtained of the captain, master or other officer in command thereof at the time, such person, on conviction thereof before any justice of the peace or circuit court, shall be fined not less than twenty nor more than one hundred dollars, or be imprisoned in a county jail not less than ten nor more than one hundred days, or both.

Section 6. No officer or seaman of a sea-going vessel or ship shall be arrested or imprisoned for debt, and any officer executing a process of arrest for debt upon such officer or seaman shall, upon conviction thereof before any justice of the peace or circuit court, be fined in a sum not less than twenty nor more than one hundred dollars.

Section 7. It is hereby made the duty of the mayor and common council of the cities of Portland and Astoria, in this State, severally, to appoint or designate a person or officer, whose duty it shall be to see that this Act is not violated, and such person or officer so appointed or designated shall have all the authority and powers of a peace officer, and may make arrests for violations of the provisions of this Act, and shall perform such other duties as to the enforcement of this Act as may be enjoined upon him by the common council of said cities respectively, and shall receive such compensation for his services as said common council may, by ordinance, provide.

On motion of Mr. Thompson, the report and amendments were adopted.

Mr. Harrington was granted leave of absence until to-morrow afternoon.

On motion of Mr. Fell, house bill No. 133 was sent to the committee on military affairs, with leave to report at any time.

The special committee on house bill No. 34 submitted the following:

REPORT.

HOUSE OF REPRESENTATIVES,  
SALEM, Oregon,  
February 1, 1889. }

*Mr. Speaker :*

Your select committee, to whom was referred house bill No. 34, beg leave to report that they have had the same under consideration, and would respectfully report it back to the house with the recommendation that it do pass, with the following amendments:

FIRST AMENDMENT.

That the words "manipulation or other expedient," of section 11, lines 3 and 4, be stricken out.

SECOND AMENDMENT.

That all of section 12, commencing with the word "provided," in line 10, be stricken out.

THIRD AMENDMENT.

That the following sections be added:

Section 13. The provisions of this Act shall not apply to those who are now practicing medicine or surgery within the State of Oregon, provided that they shall within sixty days after the passage and approval of this Act cause their names and places of residence to be registered in the office of the county clerk of the county in which they reside, in a registry book there to be kept by said clerk, and to be named a registry book of practicing physicians and surgeons.

Section 14. Inasmuch as there is urgent need for the protection to be provided by this Act, the same shall take effect and be in force from and after its approval by Governor.

J. V. POPE,  
Chairman.



On motion of Mr. Pope, the report and amendments were adopted. The special committee to report on the agricultural college submitted the following:

REPORT.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
January 31, 1889. }

*To the Honorable Speaker of the House of Representatives:*

We, your joint committee to visit and investigate the condition, workings and requirements of the State agricultural college at Corvallis, beg leave to submit the following report:

We spent two entire days inspecting the new building presented the State by the citizens of Benton county, and also the site and surroundings of the same. One entire day was consumed in attending the different departments of the college and in listening to the critical and elaborate recitations in each of them.

After careful and extended examinations of the different features of the school, as now located and conducted, your committee is of the opinion that too much cannot be said in its praise, nor of the amount of practical good it is possible for it to accomplish for the agricultural interests of the State. Certainly no good reason could be urged against a reasonable appropriation from the State treasury in furthering the usefulness of this college, were it not for the claim against its prosperity by the "Southern Methodist church."

It is an unfortunate condition of affairs that there should be even a semblance of doubt as to the title of the State to its own property, and that doubt exists only in the supposition that a religious denomination has or is about to obtain possession of not only a magnificent fund arising from the proceeds of sales of 90,000 acres of land given the State by the general government as an irreducible fund, but of an \$15,000 annual appropriation from the national treasury and of \$40,000 worth of land and buildings given to the State for the agricultural college by the citizens of Corvallis and Benton county.

For the possession of this property or these funds the Southern Methodist church has never given one cent. During the last twenty years that church has received from these various sources nearly \$100,000, and the State has not to-day one dollar in either land or buildings to show for it.

That the church has not only been uninjured by its past union with the State, but has been directly benefited, is conclusively shown by the fact that since State aid has been withdrawn the

Corvallis college has dwindled to a mere handful of students and is on the downward road to certain decay. It was a mere beneficiary of the State, depending on the State treasury for support, and when denied that aid it sues indirectly for possession of 90,000 acres of land granted the State by the general government in trust forever; \$15,000 granted the State agricultural college directly from the national treasury, and all the surplus money the people of Benton county have been able to raise for the college for the past five years.

A desire to possess the earth has sometimes cropped out here and there during the past few years, but this is the first instance on record where a religious denomination has indicated a desire in that direction and pursued it with a relentless persistency as studied as it is shameful.

In its complaint in the circuit court of Benton county, *that* church alleges, among other things, that it has been injured by the denial of State aid, in that its usefulness in spreading the "Christian religion" has been impaired. That is in terms an admission by that church that a sum not far below \$100,000 has been drawn from the State treasury for sectarian purposes, in direct violation of the State constitution and of the law of congress making the original land grant for the support of the agricultural college. It is plainly the duty of the State now boldly to come to the rescue of the agricultural college and assert its right in the matter, or, in order to pursue exact impartiality, expend a few hundred thousand dollars in support of other denominations for the purpose of spreading the "Christian religion."

If the State cannot afford to be just as between the State agricultural college and the "Methodist Church South," it at least should pursue a course that will show no partiality as between churches. There can be no mistake about this whatever.

During the twenty years the Methodist Church South has been managing the agricultural college, so little has been taught or accomplished that was of practicable benefit to the farmers, that the agricultural community has come to regard the institution as little more than a farce. It has, in fact, differed little, if any, from any other school in which the higher branches of education were taught. Students having received no practical instruction concerning agricultural matters, naturally drifted from the farm as would a graduate of a law school. Indeed, it is called to mind now, that a few years ago the students of the agricultural college were required, in order to qualify themselves for a full understanding of farm work, to graduate in "kinetics" and "kinematick," a species of stock not grown anywhere in the civilized world, perhaps, outside of the Sandwich Islands. It was in those days that the prejudice arose among the

farmers against the agricultural college, that years of an improved course of study will but slowly eradicate.

It is the great desire of this committee, however, to impress upon this body the fact that all this is changed, and that every effort of the present board and faculty is bent toward making the college a means of imparting useful and practical knowledge to the farmers of Oregon.

For the purpose of assuring success in this most important branch of the subject, the Federal Government has again kindly come to our rescue and made an annual appropriation of \$15,000 to be used for experimental purposes.

An argument in support of the great importance of such an undertaking to the farmers of Oregon ought to be, and this committee assumes is wholly unnecessary. Perhaps there is not a farmer in Oregon who has not often felt the great necessity of making experiments in the various branches of his vocation, but has been prevented from doing so by his limited means, or other causes beyond his control. Success in most branches of agriculture often depends on intelligent experiments, which few farmers have neither the time nor means to pursue. It is to meet this long felt want that the general government has made ample provisions for an indefinite period of time, save and except the land on which to perform them.

Surely, after the people of Benton county on the one hand, and the General Government on the other, are insisting that the great agricultural State of Oregon shall do something for itself in a line of work that interests and helps its greatest industry, and offer to bear the greater share of the pecuniary burden, the State itself cannot afford to be either niggardly or hesitating in the matter. If the State will not help itself when every outside aid has been extended, then the farmers may well abandon all hope of friendly legislation on a subject affecting them individually and as a class.

The objection heretofore urged against the agricultural college, that its course of study was wholly impracticable, was undoubtedly well formed, but such objection has been entirely expelled, first, by the reorganization and enlargement of the board and faculty, which is now deeply in earnest and in hearty sympathy with the practical farmers, and second, by the annual appropriation of \$15,000 by the General Government to bear the expense of supporting experimental stations.

The committee assumes that further argument is entirely unnecessary, with a legislature composed largely of farmers, to justify a recommendation of the purchase of a farm of 200 acres of land, upon which to establish an experimental station, in accordance with the provision of the "Hatch Act."

Such a farm can be obtained, near enough to the building and land donated already, for all practicable purposes, for the sum of \$65 per acre. This land can be purchased for this sum any time before March 1 next, and a clear title given to the State. Your committee heartily recommend an appropriation sufficiently large to purchase this land, and an additional sum of \$5,000 with which to construct a dormitory for the use of students and faculty. The regents of the college ask for a sum aggregating nearly \$40,000, and while your committee are of the opinion that such a sum is necessary and just, it is thought best to keep within bounds to which no objection can be reasonably urged.

The object of the "Hatch Act" is to establish experimental stations in different portions of the State in order to illustrate the capacity of our great variety of soil, climate and other features characteristic of agriculture, and these provisions should be vigorously supported by legislative aid as fast as circumstances will permit. The present institution is worthy of all support, and your committee cannot too highly eulogize its board and faculty, nor its undoubted desire to assist the farmers of the State, and its certain ability to do so.

In conclusion, your committee desires to say that, in its opinion, suitable provision should be made at no distant day for a complete observance of the objects of the "Hatch Act" by establishing branch experimental stations in Eastern and Southern Oregon. The expenses to be incurred in these matters has been mostly met by the General Government, and the advantages to be thus derived should be enjoyed by all portions of the State alike as fast as they can be reached. It would not, in our opinion, be good policy to further provide for the improvement of the property now owned by the State and claimed by the "Methodist Church South," however unjust that claim undoubtedly is. That the suit now pending can result other than favorably to the State, no one can reasonably anticipate; because certainly a State court could never transfer an irreducible fund given to the State by the General Government in trust, for a specific purpose, to a sectarian church for the confessed purpose of "spreading the Christian religion."

But the purchase of a farm on which to carry out the provisions of the "Hatch Act" is another question, and your committee cheer-

fully recommend the appropriation heretofore mentioned as a great stride toward a proper development of our great agricultural interests.

Respectfully submitted,

R. M. VEATCH,  
E. T. HATCH,  
T. T. GEER,  
H. P. NAPTON,  
R. R. LAUGHLIN,  
Joint Committee.

On motion of Mr. Armstrong, the report was adopted.  
The committee on military affairs submitted the following:

#### REPORT.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
February 6, 1889. }

*Mr. Speaker :*

Your committee on military affairs, to whom was referred house bill No. 133, beg leave to report that they have had the same under consideration, and would respectfully report it back to the house with the recommendation that it do pass, with the following amendment:

#### AMENDMENT.

Adding in line seven (7) of the printed bill, after the word "first," the words "and seventh."

W. M. LADD,  
Chairman.

On motion of Mr. Fell, the report and amendment were adopted.  
On motion of Mr. Thompson, the house adjourned.

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#### AFTERNOON SESSION.

House called to order at 2 o'clock P. M., Mr. Speaker in the chair.

Roll was called, and those absent were Messrs. Gambee, Harrington, R. A. Miller, Roberts and Stafford.

Mr. Harrington excused.

The committee on enrolled bills submitted the following:

## REPORT.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
February 6, 1889. }

*Mr. Speaker:*

Your committee on enrolled bills, to whom was referred house joint memorial No. 10 and house joint memorial No. 7, beg leave to report the same back to the house as correctly enrolled.

S. W. CONDON,  
Chairman.

The Speaker announced that he was about to sign house joint memorial No. 10 and house joint memorial No. 7, and soon thereafter announced that he had signed them.

The Chair submitted the following:

## MESSAGE FROM THE SENATE.

SENATE CHAMBER, }  
SALEM, Oregon, }  
February 6, 1889. }

*Mr. Speaker:*

I am directed by the President to inform you that the senate has passed senate bill No. 109, being a bill for an Act to provide for the improvement and construction of a wagon road from Olney, Clatsop county, Oregon, to Greenville, Washington county, Oregon, via Mist and Vernonia, in Columbia county, Oregon, and to appropriate money therefor.

And the same is herewith transmitted for the consideration of the house.

JOHN H. SHUPE,  
Chief Clerk.

Mr. Crook moved to suspend the rules and read senate bill No. 109 the first time by title now.

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Apperson, Armstrong, Bean, Belknap, Blundell, Bowditch, Condon, Crook, Crosno, Derby, Earhart, Fisher of Polk, Fisher of Multnomah, Gambee, Geer, Gilbert, Gilham, Goodnough, Hahn, Haskell, Howard, Hume, Hunter, Jennings, Kirk, Labrie, Ladd, Laughlin, Layman, Maxwell, McCoy, Miller of Jackson, Miller of Linn, Moore, Morelock, Moss, Myers, Napton, Northup, Paquet,

Parker, Paulsen, Pope, Powell, Price, Ricker, Roe, Short, Stafford, Strowbridge, Thomas, Thompson, Waldo, Weed, Williamson, Wilson, and Mr. Speaker—57.

Nays—None.

Absent—Messrs. Fell, Harrington and Roberts—3.

So the rules were suspended and senate bill No. 109 was read the first time by title.

Mr. Maxwell moved to suspend the rules and read senate bill No. 109 the second time by title now.

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Apperson, Armstrong, Bean, Belknap, Blundell, Condon, Crook, Crosno, Derby, Fell, Fisher of Polk, Fisher of Multnomah, Gambee, Geer, Gilbert, Gilham, Goodnough, Hahn, Haskell, Howard, Hume, Hunter, Jennings, Kirk, Labrie, Ladd, Laughlin, Layman, Maxwell, McCoy, Miller of Jackson, Miller of Linn, Moore, Moss, Myers, Northup, Paquet, Parker, Paulsen, Pope, Powell, Price, Ricker, Roe, Short, Stafford, Strowbridge, Thomas, Thompson, Waldo, Weed, Williamson, Wilson, and Mr. Speaker—54.

Nays—Messrs. Bowditch, Morelock and Napton—3.

Absent—Messrs. Earhart, Harrington and Roberts—3.

So the rules were suspended and senate bill No. 109 was read the second time by title and referred to committee on roads and highways.

On motion of Mr. Paulsen, house bill No. 125 was recalled from the committee on railways and transportation and took its place on the calendar in regular order.

### THIRD ORDER OF BUSINESS.

The Jackson county house delegation submitted the following:

#### REPORT.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
February 6, 1889. }

*Mr. Speaker:*

Your special committee, consisting of the members from Jackson county, to whom was referred house bill No. 139, beg leave to report that they have had the same under consideration, and would respectfully report it back to the house with the recommendation that it do pass.

W. K. PRICE,  
J. T. BOWDITCH,  
R. A. MILLER.

## FOURTH ORDER OF BUSINESS.

Mr. Powell, of the committee on agriculture, introduced house joint resolution No. 9:

## HOUSE JOINT RESOLUTION NO. 9.

WHEREAS, An association known as the Buffalo International Fair Association has generously offered the State board of agriculture free space for an exhibit of the grasses, grains, fruits, vegetables, minerals and the resources generally of the State of Oregon at the next fair, to be held in the city of Buffalo, N. Y., September 3 to September 13; and,

WHEREAS, The said exhibit would be a valuable advertisement of the State of Oregon; therefore, be it

*Resolved by the House, the Senate concurring:*

That there be and is hereby appropriated, out of any moneys not otherwise appropriated, the sum of five hundred dollars, or so much thereof as may be necessary, to pay the expenses of an agent to be appointed by the State board of agriculture to take charge of such exhibit as may be prepared by said board, and convey said exhibit to the city of Buffalo and place it on exhibition, and shall take charge of said exhibit, and after the close of said fair he shall make such disposal of said exhibit as the State board of agriculture may direct.

Mr. Powell moved to adopt house joint resolution No. 9.

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Apperson, Armstrong, Bean, Belknap, Blundell, Bowditch, Condon, Crook, Crosno, Derby, Earhart, Fisher of Polk, Gambec, Geer, Gilbert, Gilham, Goodnough, Hahn, Haskell, Howard, Hume, Hunter, Jennings, Kirk, Labrie, Ladd, Laughlin, Layman, Maxwell, Miller of Jackson, Miller of Linn, Moore, Moss, Myers, Napton, Northup, Paquet, Parker, Pope, Powell, Price, Ricker, Roberts, Roe, Short, Stafford, Strowbridge, Thomas, Thompson, Waldo, Weed, Williamson, Wilson, and Mr. Speaker—53.

Nays—Messrs. Morelock and Waldo—2.

Absent—Messrs. Fell, Fisher of Multnomah, Harrington, McCoy and Paulsen—5.

So house joint resolution No. 9 was adopted.

Mr. Wilson introduced house joint resolution No. 10:



## HOUSE JOINT RESOLUTION NO. 10.

WHEREAS, Wilson avenue was set apart by W. H. Wilson in his dedication of the town site of the city of Salem for the public use; and,

WHEREAS, In consequence thereof it properly belongs to the State capitol grounds; therefore,

*Be it resolved by the House, the Senate concurring:*

That the Secretary of State be and he is hereby authorized to take charge of the same and make such improvements thereof from time to time as in his judgment is deemed necessary and advisable.

On motion of Mr. Wilson, house joint resolution No. 10 was referred to committee on public buildings.

## INTRODUCTION AND FIRST READING OF BILLS.

House bill No. 212. Introduced by Mr. Northup. To amend section 1 of an Act to authorize the construction of a bridge across the Willamette river between the city of Portland and the city of East Portland, in Multnomah county, State of Oregon, approved February 26, 1885, as amended by an Act to amend section 1 of an Act to authorize the construction of a bridge across the Willamette river between the city of Portland and the city of East Portland, in Multnomah county, State of Oregon, approved February 26, 1885, approved November 24, 1885.

House bill No. 213. Introduced by Mr. Harrington. To provide for the establishment, maintenance and management of a mining bureau.

House bill No. 214. Introduced by Mr. McCoy. To amend section 4229, chapter LXXXV, of miscellaneous laws of Oregon, as compiled by W. Lair Hill, relating to bounties paid for destruction of certain wild animals.

House bill No. 215. Introduced by Mr. Bean. To amend section 4063, chapter LXXVI, title I, of the general laws of Oregon, as compiled and annotated by W. Lair Hill, relating to county road notices.

House bill No. 216. Introduced by Mr. Thompson, by request. To provide for a permanent exhibit of the resources of Oregon in the new exposition building, of Portland.

House bill No. 217. Introduced by Mr. Laughlin, by request. To provide for the taxation of church property in the State of Oregon.

House bill No. 218. Introduced by Mr. Crook. To protect and promote the fishing industry of the State of Oregon, and to collect money from certain persons engaged in said industry to be used to protect and promote the same.

House bill No. 219. Introduced by Mr. Geer, by request. An Act for the relief of D. C. Sherman and E. L. Briggs.

Also house bill No. 22. To amend section 2593, of title III, chapter XVI, of the miscellaneous laws of Oregon, as compiled and annotated by W. Lair Hill, relating to taxable property for school purposes.

House bill No. 221. Introduced by Mr. Armstrong, by request. For the relief of Mrs. N. J. McPherson and minor children.

House bill No. 222. Introduced by Mr. Bowditch. To protect salmon fish in the Columbia river and its tributaries where the State has concurrent jurisdiction on said river and its tributaries with Idaho and Washington Territories.

House bill No. 223. Introduced by Mr. Labrie. To incorporate the city of Oakland and to repeal an Act to incorporate the city of Oakland, approved October 17, 1878.

House bill No. 224. Introduced by Mr. Moss. To amend section 4229, chapter LXXXV, of the general laws of Oregon, as compiled by Wm. Lair Hill.

House bill No. 225. Introduced by Mr. Short. To change the name of the town of St. Alexcie.

House bill No. 226. Introduced by Mr. Paquet. To incorporate the town of Oregon City.

House bill No. 227. Introduced by Mr. Gilbert. To amend an Act entitled an Act providing for the incorporation of churches and religious, benevolent, literary and charitable societies, approved October 24, 1864.

Also house bill No. 228. To amend chapter XXI of the code of criminal procedure of the laws of Oregon, as compiled by W. Lair Hill.

House bill No. 229. Introduced by Mr. Maxwell. For the relief of D. W. Emmett.

House bill No. 230. Introduced by Mr. Haskell. To appropriate money to aid the county court of Baker county to construct a wagon road from the town of Huntington to the mouth of Conner creek, Baker county, Oregon.

House bill No. 231. Introduced by Mr. Haskell. To amend section 3829 and section 3830 of Hill's annotated laws of Oregon.

House bill No. 232. Introduced by Mr. Wilson. To amend section 3786 of the laws of Oregon, as compiled by W. Lair Hill.

House bill No. 233. Introduced by Mr. Geer. To increase the

power and further define the duties of the board of railroad commissioners in respect to the management, operation and control of railroads and the transportation of persons and property in the State of Oregon.

House bill No. 234. Introduced by Mr. Moss. For an Act authorizing the school district No. 11, of Paisley, Lake county, Oregon, to pay certain indebtedness out of the district treasury.

The report of the committee on education on house bill No. 67, which on yesterday was ordered printed, having been returned, on motion of Mr. Paquet, the report and amendments were adopted.

Mr. Northup was called to the chair.

#### NOTICE OF INTRODUCTION OF BILL.

I hereby give notice that on the 8th day of February, 1889, I will introduce a bill entitled a bill for an act to punish members of the legislature of the State of Oregon for combining together for the purpose of trading of one legislative act for another.

J. T. BOWDITCH.

The Speaker submitted the following:

#### MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
SALEM, Oregon,  
February 6, 1889. }

*Mr. Speaker :*

I am directed by the President to inform you that he has signed house joint memorial No. 7 and house joint memorial No. 10.

And the same are herewith transmitted.

JOHN H. SHUPE,  
Chief Clerk.

Mr. Layman moved to suspend the rules and read house bill No. 212 the first time by title.

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Apperson, Armstrong, Bean, Blundell, Bowditch, Condon, Crook, Derby, Earhart, Fell, Fisher of Polk, Gambee, Geer, Gilbert, Gilham, Goodnough, Hahn, Haskell, Howard, Hume, Hunter, Jennings, Kirk, Labrie, Laughlin, Layman, Maxwell, McCoy, Miller of Jackson, Miller of Linn, Moore, Morelock, Moss, Myers, Napton, Northup, Paquet, Parker, Pope, Powell, Price, Ricker, Roberts, Roe, Short, Stafford, Strowbridge, Thomas, Waldo, Weed and Williamson—51.

Nays—None.

Absent—Messrs. Belknap, Crosno, Fisher of Multnomah, Harrington, Ladd, Paulsen, Thompson, Wilson, and Mr. Speaker—9.

So the rules were suspended, the bill was read the first time by title, and passed to second reading.

Mr. Blundell moved to suspend the rules and read house bill No. 213 the first time by title.

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Apperson, Armstrong, Bean, Blundell, Condon, Crook, Derby, Earhart, Fell, Fisher of Polk, Gambee, Geer, Gilham, Good-nough, Hahn, Haskell, Howard, Hume, Hunter, Jennings, Labrie, Laughlin, Layman, Maxwell, McCoy, Miller of Jackson, Miller of Linn, Moore, Morelock, Moss, Myers, Napton, Northup, Paquet, Parker, Pope, Powell, Ricker, Roberts, Roe, Short, Stafford, Strowbridge, Waldo and Williamson—45.

Nays—None.

Absent—Messrs. Belknap, Bowditch, Crosno, Fisher of Multnomah, Gilbert, Harrington, Kirk, Ladd, Paulsen, Price, Thomas, Thompson, Weed, Wilson, and Mr. Speaker—15.

So the rules were suspended and the bill was read the first time by title and passed to its second reading.

The Speaker submitted the following:

#### MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
SALEM, Oregon,  
February 6, 1889. }

*Mr. Speaker:*

I am directed by the President to inform you that the senate has adopted senate joint resolution No. 4, providing for an amendment to the constitution of the State of Oregon.

And the same is herewith transmitted to you for the consideration of the house.

JOHN H. SHUPE,  
Chief Clerk.

Senate joint resolution No. 4 was read and, on motion of Mr. Hume, was referred to the committee on judiciary.

House bill No. 214 was read first time and passed to second reading.

House bill No. 215 was read first time.

Mr. Bean moved to suspend the rules and read house bill No. 215 the second time by title now.

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Apperson, Armstrong, Bean, Blundell, Condon, Crook, Derby, Earhart, Fell, Fisher of Polk, Gambee, Geer, Gilham, Goodnough, Hahn, Haskell, Hume, Hunter, Kirk, Labrie, Laughlin, Layman, Maxwell, McCoy, Miller of Jackson, Miller of Linn, Moore, Morelock, Moss, Myers, Northup, Paquet, Parker, Pope, Powell, Ricker, Roe, Short, Stafford, Strowbridge, Thompson, Waldo, Williamson and Wilson—44.

Nays—Mr. Napton.

Absent—Messrs. Belknap, Bowditch, Crosno, Fisher of Multnomah, Gilbert, Harrington, Howard, Jennings, Ladd, Paulsen, Price, Roberts, Thomas, Weed, and Mr. Speaker—15.

So the rules were suspended and house bill No. 215 was read second time by title and, on motion of Mr. Bean, was referred to committee on military affairs.

The committee on engrossed bills submitted the following:

#### REPORT.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
February 6, 1889. }

*Mr. Speaker:*

Your committee on engrossed bills, to whom was referred house bills Nos. 100, 157, 24 and 92, beg leave to report the same back to the house as correctly engrossed.

J. H. ROBERTS,  
Chairman.

House bill No. 216 was read the first time.

Mr. Thompson moved to suspend the rules and read house bill No. 216 the second time by title now.

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Apperson, Armstrong, Bean, Belknap, Blundell, Condon, Crook, Derby, Earhart, Fell, Fisher of Polk, Geer, Gilham, Goodnough, Hahn, Haskell, Howard, Jennings, Labrie, Ladd, Laughlin, Layman, Maxwell, McCoy, Miller of Jackson, Miller of Linn, Moore, Morelock, Myers, Napton, Northup, Paquet, Parker, Pope, Powell, Ricker, Roe, Short, Stafford, Thompson, Waldo, Weed, Williamson and Wilson—44.

Nays—Messrs. Gambee and Moss—2.

Absent—Messrs. Bowditch, Crosno, Fisher of Multnomah, Gilbert, Harrington, Hume, Hunter, Kirk, Paulsen, Price, Roberts, Strowbridge, Thomas and Mr. Speaker—14.

So the rules were suspended and the bill was read the second time by title and, on motion of Mr. Thompson, referred to the committee on agriculture.

House bill No. 217 was read first time and passed to second reading.

The Speaker submitted the following :

MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
SALEM, Oregon,  
February 6, 1889. }

*Mr. Speaker :*

I am directed by the President to inform you that the senate has passed senate bill No. 1, being a bill to repeal an Act defining vagrants and providing a penalty for vagrancy.

And the same is herewith transmitted to you for the consideration of the house.

JOHN H. SHUPE,  
Chief Clerk.

Senate bill No. 1 was read first time and passed to its second reading.

Mr. Crook moved to suspend the rules and read house bill No. 218 the first time by title only.

On this question the roll was called and the vote was :

Those voting aye were :

Messrs. Apperson, Armstrong, Bean, Belknap, Blundell, Bowditch, Condon, Crook, Derby, Earhart, Fell, Fisher of Polk, Geer, Gilham, Goodnough, Hahn, Haskell, Howard, Hunter, Jennings, Labrie, Ladd, Laughlin, Layman, Maxwell, McCoy, Miller of Jackson, Miller of Linn, Moore, Morelock, Moss, Myers, Napton, Northup, Parker, Pope, Powell, Price, Ricker, Roe, Short, Stafford, Strowbridge, Thompson, Waldo, Weed, Williamson, Wilson, and Mr. Speaker—49.

Nays—None.

Absent—Messrs. Croeno, Fisher of Multnomah, Gambia, Gilbert, Harrington, Hume, Kirk, Paquet, Paulsen, Roberts and Thomas—11.

So the rules were suspended and house bill No. 218 was read the first time by title.

Mr. Crook moved to further suspend the rules and read house bill No. 218 the second time by title now.

On this question the roll was called and the vote was :

Those voting aye were :

Messrs. Apperson, Armstrong, Bean, Belknap, Blundell, Bowditch, Condon, Crook, Derby, Earhart, Fell, Fisher of Polk, Gambee, Geer, Gilham, Goodnough, Hahn, Haskell, Howard, Hume, Hunter, Jennings, Kirk, Labrie, Ladd, Laughlin, Layman, Maxwell, McCoy, Miller of Jackson, Miller of Linn, Moore, Morelock, Moss, Myers, Napton, Northup, Paquet, Parker, Pope, Powell, Price, Ricker, Roe, Short, Stafford, Strowbridge, Thomas, Thompson, Waldo, Weed, Williamson, Wilson, and Mr. Speaker—54.

Nays—None.

Absent—Messrs. Crosno, Fisher of Multnomah, Gilbert, Harrington, Paulsen and Roberts—6.

So the rules were suspended and house bill No. 218 was read the second time by title and, on motion of Mr. Crook, referred to the committee on judiciary.

House bill No. 219 was read the first time.

Mr. Geer moved to suspend the rules and read house bill No. 219 the second time by title now.

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Apperson, Armstrong, Bean, Belknap, Blundell, Condon, Derby, Earhart, Fell, Fisher of Polk, Gambee, Geer, Gilham, Goodnough, Hahn, Haskell, Howard, Hume, Hunter, Jennings, Kirk, Labrie, Ladd, Laughlin, Layman, Maxwell, McCoy, Miller of Linn, Moore, Morelock, Moss, Myers, Napton, Northup, Paquet, Parker, Pope, Powell, Ricker, Roe, Short, Stafford, Strowbridge, Thomas, Waldo, Weed, Williamson, Wilson, and Mr. Speaker—49.

Nays—None.

Absent—Messrs. Bowditch, Crook, Crosno, Fisher of Multnomah, Gilbert, Harrington, Miller of Jackson, Paulsen, Price, Roberts and Thompson—11.

So the rules were suspended and house bill No. 219 was read the second time and, on motion of Mr. Geer, was referred to the committee on claims.

House bill No. 220 was read first time and passed to a second reading.

Mr. Layman moved to suspend the rules and read house bill No. 221 the first time by title now.

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Armstrong, Bean, Belknap, Blundell, Condon, Derby, Earhart, Fell, Fisher of Polk, Gambee, Geer, Gilham, Goodnough, Hahn, Haskell, Howard, Hume, Hunter, Jennings, Kirk, Labrie, Ladd, Laughlin, Layman, Maxwell, Miller of Jackson, Miller of Linn, Moore, Morelock, Moss, Myers, Napton, Northup, Paquet,

Parker, Paulsen, Pope, Powell, Ricker, Roe, Short, Stafford, Strowbridge, Thomas, Waldo, Weed, Williamson, Wilson, and Mr. Speaker—49.

Nays—None.

Absent—Messrs. Apperson, Bowditch, Crook, Crosno, Fisher of Multnomah, Gilbert, Harrington, McCoy, Price, Roberts and Thompson—11.

So the rules were suspended and house bill No. 221 was read the first time by title.

Mr. Armstrong moved to suspend the rules and read house bill No. 221 the second time by title now.

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Armstrong, Bean, Belknap, Blundell, Condon, Derby, Earhart, Fell, Fisher of Polk, Gambee, Geer, Gilham, Goodnough, Hahn, Haskell, Howard, Hume, Hunter, Jennings, Kirk, Labrie, Ladd, Laughlin, Layman, Maxwell, Miller of Jackson, Miller of Linn, Moore, Morelock, Moss, Myers, Napton, Northup, Paquet, Parker, Pope, Powell, Price, Ricker, Roe, Short, Stafford, Strowbridge, Thomas, Waldo, Weed, Williamson, Wilson, and Mr. Speaker—49.

Nays—Mr. Paulsen.

Absent—Messrs. Apperson, Bowditch, Crook, Crosno, Fisher of Multnomah, Gilbert, Harrington, McCoy, Roberts and Thompson—10.

So the rules were suspended and house bill No. 221 was read the second time by title and, on motion of Mr. Armstrong, was referred to the committee on claims.

Mr. Hahn moved to suspend the rules and read house bill No. 222 the first time by title only.

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Armstrong, Bean, Belknap, Blundell, Bowditch, Condon, Derby, Earhart, Fell, Fisher of Polk, Gambee, Geer, Gilham, Goodnough, Hahn, Haskell, Howard, Hunter, Jennings, Kirk, Labrie, Ladd, Laughlin, Layman, Maxwell, Miller of Jackson, Miller of Linn, Moore, Morelock, Moss, Myers, Napton, Northup, Paquet, Parker, Paulsen, Pope, Powell, Ricker, Roe, Short, Stafford, Strowbridge, Thomas, Waldo, Weed, Williamson, Wilson, and Mr. Speaker—49.

Nays—None.

Absent—Messrs. Apperson, Crook, Crosno, Fisher of Multnomah, Gilbert, Harrington, Hume, McCoy, Price, Roberts and Thompson—11.



So the rules were suspended and house bill No. 222 was read first time by title.

Mr. Hahn moved to further suspend the rules and read house bill No. 222 the second time by title now.

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Armstrong, Bean, Belknap, Blundell, Bowditch, Condon, Derby, Earhart, Fell, Fisher of Polk, Gambee, Geer, Gilham, Goodnough, Hahn, Haskell, Howard, Hunter, Jennings, Kirk, Labrie, Ladd, Laughlin, Layman, Maxwell, Miller of Jackson, Miller of Linn, Moore, Morelock, Moss, Myers, Napton, Northup, Paquet, Parker, Pope, Powell, Price, Ricker, Roe, Short, Stafford, Strowbridge, Thomas, Waldo, Weed, Williamson, Wilson, and Mr. Speaker—49.

Nays—None.

Absent—Messrs. Apperson, Crook, Crosno, Fisher of Multnomah, Gilbert, Harrington, Hume, McCoy, Paulsen, Roberts and Thompson—11.

So the rules were suspended and house bill No. 222 was read the second time by title and, on motion of Mr. Hahn, was referred to committee on fisheries.

Mr. Labrie moved to suspend the rules and read house bill No. 223 the first time by title now.

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Armstrong, Bean, Belknap, Blundell, Bowditch, Condon, Derby, Earhart, Fell, Fisher of Polk, Gambee, Geer, Hahn, Haskell, Howard, Hunter, Jennings, Kirk, Labrie, Ladd, Laughlin, Layman, Maxwell, Miller of Jackson, Miller of Linn, Moore, Morelock, Moss, Northup, Paquet, Parker, Pope, Powell, Price, Ricker, Roe, Short, Stafford, Strowbridge, Thomas, Waldo, Weed, Williamson, Wilson, and Mr. Speaker—45.

Nays—None.

Absent—Messrs. Apperson, Crook, Crosno, Fisher of Multnomah, Gilbert, Gilham, Goodnough, Harrington, Hume, McCoy, Myers, Napton, Paulsen, Roberts, and Thompson—15.

So the rules were suspended and house bill No. 223 was read the first time by title.

Mr. Ricker moved to further suspend the rules and read house bill No. 223 the second time by title now.

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Armstrong, Belknap, Blundell, Condon, Derby, Earhart, Fell, Fisher of Polk, Gambee, Geer, Gilham, Goodnough, Hahn,

Haskell, Howard, Hunter, Jennings, Kirk, Labrie, Ladd, Laughlin, Layman, Maxwell, Miller of Jackson, Miller of Linn, Moore, Morelock, Moss, Myers, Northup, Paquet, Parker, Pope, Powell, Price, Ricker, Roe, Short, Stafford, Strowbridge, Thomas, Waldo, Weed, Williamson, Wilson, and Mr. Speaker—46.

Nays—None.

Absent—Messrs. Apperson, Bean, Bowditch, Crook, Crosno, Fisher of Multnomah, Gilbert, Harrington, Hume, McCoy, Napton, Paulsen, Roberts and Thompson—14.

So the rules were suspended and house bill No. 223 was read the second time by title and, on motion of Mr. Ricker, was referred, with several petitions and remonstrances which he presented, to the committee on corporations.

House bills Nos. 224 and 225 were read the first time and passed to a second reading.

Mr. Paquet moved to suspend the rules and read house bill No. 226 the first time by title now.

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Armstrong, Belknap, Blundell, Condon, Derby, Earhart, Fell, Fisher of Polk, Gambee, Gilham, Goodnough, Hahn, Haskell, Howard, Jennings, Kirk, Ladd, Laughlin, Layman, Maxwell, McCoy, Miller of Jackson, Miller of Linn, Moore, Morelock, Moss, Myers, Napton, Northup, Paquet, Parker, Pope, Powell, Price, Ricker, Roberts, Roe, Short, Stafford, Strowbridge, Thomas, Thompson, Waldo, Weed, Williamson, Wilson, and Mr. Speaker—47.

Nays—None.

Absent—Messrs. Apperson, Bean, Bowditch, Crook, Crosno, Fisher of Multnomah, Geer, Gilbert, Harrington, Hume, Hunter, Labrie and Paulsen—13.

So the rules were suspended and house bill No. 226 was read the first time by title.

Mr. Paquet moved to suspend the rules and read house bill No. 226 the second time by title now.

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Armstrong, Bean, Belknap, Blundell, Crosno, Earhart, Fell, Fisher of Polk, Gambee, Geer, Gilham, Goodnough, Hahn, Haskell, Howard, Hume, Hunter, Jennings, Kirk, Labrie, Ladd, Laughlin, Layman, Maxwell, Miller of Jackson, Miller of Linn, Moore, Morelock, Moss, Myers, Napton, Northup, Paquet, Parker, Powell, Price, Roberts, Roe, Short, Stafford, Strowbridge, Thomas, Thompson, Waldo, Weed, Williamson, Wilson, and Mr. Speaker—48.

Nays—None.

Absent—Messrs. Apperson, Bowditch, Condon, Crook, Derby, Fisher of Multnomah, Gilbert, Harrington, McCoy, Paulsen, Pope and Ricker—12.

So the rules were suspended and house bill No. 226 was read the second time by title and, on motion of Mr. Paquet, was referred to the delegation from Clackamas county, with leave to report at any time.

House bill No. 227 was read the first time and passed to second reading.

House bill No. 228 was read the first time and passed to second reading.

Mr. Ladd moved to suspend the rules and read house bill No. 228 the second time by title now.

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Armstrong, Belknap, Blundell, Condon, Crook, Crosno, Derby, Fell, Fisher of Polk, Geer, Gilham, Goodnough, Hahn, Haskell, Howard, Hunter, Jennings, Kirk, Labrie, Ladd, Layman, Maxwell, Miller of Jackson, Miller of Linn, Moore, Morelock(?), Moss, Myers, Napton, Northup, Paquet, Parker, Powell, Ricker, Roberts, Roe, Short, Stafford, Strowbridge, Thomas, Thompson, Waldo, Weed, Wilson, and Mr. Speaker—44.

Nays—Mr. Morelock(?).

Absent—Messrs. Apperson, Bean, Bowditch, Earhart, Fisher of Multnomah, Gambee, Gilbert, Harrington, Hume, Laughlin, McCoy, Paulsen, Pope, Price and Williamson—15.

So the rules were suspended and the bill was read the second time by title and, on motion of Mr. Paquet, was referred to the committee on claims.

The committee on engrossed bills submitted the following:

#### REPORT.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
February 6, 1889. }

*Mr. Speaker:*

Your committee on engrossed bills, to whom was referred house bills Nos. 134, 112, 133 and 67, beg leave to report the same back to the house as correctly engrossed.

J. H. ROBERTS,  
Chairman.

House bill No. 229 was read the first time.

Mr. Maxwell moved to suspend the rules and read house bill No. 229 the second time by title now.

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Armstrong, Belknap, Blundell, Bowditch, Condon, Crook, Crosno, Derby, Fell, Fisher of Polk, Geer, Gilham, Goodnough, Hahn, Haskell, Howard, Hunter, Jennings, Kirk, Labrie, Ladd, Layman, Maxwell, Miller of Jackson, Moore, Myers, Napton, Northup, Paquet, Parker, Powell, Ricker, Roberts, Roe, Short, Stafford, Strowbridge, Thomas, Thompson, Weed, Williamson, Wilson, and Mr. Speaker—42.

Nays—Messrs. Morelock, Moss and Waldo—3.

Absent—Messrs. Apperson, Bean, Earhart, Fisher of Multnomah, Gambee, Gilbert, Harrington, Hume, Laughlin, McCoy, Miller of Linn, Paulsen, Pope and Price—15.

So the rules were suspended and the bill was read the second time by title and, on motion of Mr. Maxwell, was referred to the committee on claims.

Mr. Haskell moved to suspend the rules and read house bill No. 230 the first time by title.

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Armstrong, Bean, Belknap, Blundell, Bowditch, Condon, Crosno, Derby, Fisher of Polk, Geer, Gilham, Goodnough, Hahn, Haskell, Howard, Hunter, Jennings, Kirk, Labrie, Ladd, Laughlin, Layman, Maxwell, Miller of Jackson, Miller of Linn, Moore, Morelock, Moss, Myers, Napton, Northup, Paquet, Parker, Pope, Powell, Price, Ricker, Roe, Short, Stafford, Strowbridge, Thomas, Thompson, Waldo, Weed, Wilson, and Mr. Speaker—48.

Nays—None.

Absent—Messrs. Apperson, Crook, Earhart, Fell, Fisher of Multnomah, Gambee, Gilbert, Harrington, Hume, McCoy, Paulsen, Roberts and Williamson—12.

So the rules were suspended and the bill was read the first time by title.

Mr. Haskell moved to suspend the rules and read house bill No. 230 the second time by title now.

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Armstrong, Belknap, Blundell, Condon, Crook, Crosno, Derby, Fell, Fisher of Polk, Gambee, Geer, Gilham, Goodnough, Hahn, Haskell, Howard, Hunter, Jennings, Kirk, Labrie, Ladd, Laughlin, Layman, Maxwell, McCoy, Miller of Jackson, Miller of

Linn, Moore, Myers, Northup, Paquet, Parker, Powell, Ricker, Roe, Short, Stafford, Strowbridge, Thomas, Thompson, Waldo, Weed, Wilson, and Mr. Speaker—44.

Nays—Messrs. Bowditch, Morelock, Moss, Napton and Price—5.

Absent—Messrs. Apperson, Bean, Earhart, Fisher of Multnomah, Gilbert, Harrington, Hume, Paulsen, Pope, Roberts and Williamson—11.

So the rules were suspended and the bill was read the second time by title and, on motion of Mr. Haskell, referred to the committee on commerce.

House bills Nos. 231 and 232 were read the first time and passed to second reading.

Mr. Geer moved to suspend the rules and read house bill No. 233 the first time by title.

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Armstrong, Belknap, Blundell, Bowditch, Condon, Crook, Crosno, Derby, Fell, Fisher of Polk, Gambee, Geer, Gilham, Goodnough, Hahn, Haskell, Hunter, Jennings, Kirk, Labrie, Ladd, Laughlin, Layman, Maxwell, McCoy, Miller of Jackson, Miller of Linn, Moore, Morelock, Moss, Myers, Northup, Paquet, Parker, Paulsen, Powell, Price, Ricker, Roe, Short, Stafford, Strowbridge, Thomas, Thompson, Waldo, Weed, Wilson, and Mr. Speaker—48.

Nays—None.

Absent—Messrs. Apperson, Bean, Earhart, Fisher of Multnomah, Gilbert, Harrington, Howard, Hume, Napton, Pope, Roberts and Williamson—12.

So the rules were suspended and the bill was read the first time by title.

Mr. Geer moved to suspend the rules and read house bill No. 233 the second time by title now.

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Armstrong, Belknap, Blundell, Bowditch, Condon, Crosno, Derby, Fell, Fisher of Polk, Gambee, Geer, Gilham, Goodnough, Hahn, Haskell, Hume, Hunter, Jennings, Kirk, Labrie, Ladd, Laughlin, Layman, Maxwell, Miller of Jackson, Miller of Linn, Moore, Myers, Northup, Paquet, Parker, Paulsen, Powell, Price, Ricker, Roe, Short, Stafford, Strowbridge, Thomas, Thompson, Waldo, Weed, Wilson, and Mr. Speaker—45.

Nays—Mr. Morelock.

Absent—Messrs. Apperson, Bean, Crook, Earhart, Fisher of Multnomah, Gilbert, Harrington, Howard, McCoy, Moss, Napton, Pope, Roberts and Williamson—14.

So the rules were suspended, the bill was read the second time by title and, on motion of Mr. Geer, was referred to the committee on railways and transportation.

House bill No. 234 was read the first time and passed to second reading.

The Speaker resumed the chair.

Mr. Kirk moved to suspend the rules and read house bill No. 157 the third time now.

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Bean, Blundell, Condon, Earhart, Fell, Gambee, Gilham, Goodnough, Haskell, Hunter, Kirk, Labrie, Ladd, Laughlin, Maxwell, Myers, Northup, Paquet, Powell, Roe, Short, Strowbridge, Thomas, Thompson, Weed, and Mr. Speaker—26.

Nays—Messrs. Apperson, Armstrong, Belknap Bowditch, Crosno, Derby, Fisher of Polk, Hahn, Howard, Hume, Jennings, Layman, Miller of Linn, Moore, Morelock, Moss, Parker, Paulsen, Price, Ricker, Stafford, Waldo, Williamson and Wilson—24.

Absent—Messrs. Crook, Fisher of Multnomah, Geer, Gilbert, Harrington, McCoy, Miller of Jackson, Napton, Pope and Roberts—10.

So the house refused to suspend the rules for the purpose desired. The Chair submitted the following:

#### MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
SALEM, Oregon,  
February 6, 1889. }

*Mr. Speaker:*

I am directed by the President to inform you that the senate has passed senate bill No. 8, being a bill to cure defects in deeds and judicial sales of real property.

And the same is herewith transmitted for the consideration of the house.

JOHN H. SHUPE,  
Chief Clerk.

Senate bill No. 8 was read first time and passed to its second reading.

The committee on enrolled bills submitted the following:

## REPORT.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
February 6, 1889. }

*Mr. Speaker :*

Your committee on enrolled bills respectfully report house joint resolution No. 6 and house joint memorial No. 6 as correctly enrolled.

SEYMOUR W. CONDON,  
Chairman.

The Speaker announced that he was about to sign house joint resolution No. 6 and house joint memorial No. 6, and soon thereafter announced that he had signed them.

## MESSAGE FROM THE SENATE.

SENATE CHAMBER, }  
SALEM, Oregon, }  
February 6, 1889. }

*Mr. Speaker :*

I am directed by the President to inform you that the senate has passed senate bill No. 7, being a bill for an Act to amend section 1 of an Act exempting firemen from certain duties and taxes.

And the same is herewith transmitted for the consideration of the house.

JOHN H. SHUPE,  
Chief Clerk.

Senate bill No. 8 was read the first time and passed to second reading.

Mr. Thompson moved that house bill No. 49 and house bill No. 103 be considered in the committee of the whole tomorrow at 11 o'clock.

Carried.

## SECOND READING OF HOUSE BILLS.

Substitute for house bill No. 129 was read second time and, on motion of Mr. Armstrong, was referred to the committee on education.

House bill No. 156 was read the second time.

Mr. Bean submitted the following amendment:

## AMENDMENT.

I move to amend line 27 of said bill, by striking out the words

"one thousand" and inserting in lieu thereof the words "twelve hundred."

On motion of R. A. Miller, the bill and amendment were referred to the committee on military affairs.

The committee on engrossed bills submitted the following:

REPORT.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon. }  
February 6, 1889. }

*Mr. Speaker :*

Your committee on engrossed bills, to whom was referred house bills Nos. 18 and 72, beg leave to report the same back to the house as correctly engrossed.

J. H. ROBERTS,  
Chairman.

House bill No. 158 was read second time and, on motion of Mr. Hume, the bill, with a petition which he presented and asked to be read, was referred to the committee on ways and means.

House bill No. 159 was read second time and, on motion of Mr. Jennings, was referred to the committee on assessment and taxation.

House bill No. 160 was read second time and, on motion of Mr. Moss, was referred to the committee on counties.

Mr. Paulsen moved to suspend the rules and read house bill No. 161 the second time by title only.

On this question the roll was called and the vote was :

Those voting aye were:

Messrs. Apperson, Armstrong, Belknap, Blundell, Condon, Crook, Crosno, Derby, Earhart, Fisher of Polk, Gambee, Geer, Gilbert, Gilham, Goodnough, Hahn, Howard, Hume, Hunter, Jennings, Labrie, Ladd, Laughlin, Layman, Maxwell, McCoy, Miller of Jackson, Miller of Linn, Moore, Morelock, Moss, Myers, Northup, Paquet, Parker, Paulsen, Pope, Powell, Ricker, Roberts, Roe, Short, Stafford, Strowbridge, Thomas, Thompson, Waldo, Weed, Williamson, Wilson, and Mr. Speaker—51.

Nays—None.

Absent—Messrs. Bean, Bowditch, Fell, Fisher of Multnomah, Harrington, Haskell, Kirk, Napton and Price—9.

So the rules were suspended and the bill was read the second time by title.



Mr. Derby moved to consider the bill in the committee of the whole to-morrow at 2 o'clock.

Lost.

On motion of Mr. Paulsen, the bill was referred to the committee on agriculture.

Mr. Hume moved to suspend the rules and read house bill No. 162 the second time by title.

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Apperson, Armstrong, Bean, Belknap, Blundell, Crook, Crosno, Derby, Earhart, Fisher of Polk, Gambee, Geer, Gilbert, Gilham, Goodnough, Hahn, Howard, Hume, Hunter, Jennings, Kirk, Labrie, Ladd, Laughlin, Layman, Maxwell, McCoy, Miller of Jackson, Miller of Linn, Moore, Morelock, Moss, Myers, Northup, Paquet, Parker, Paulsen, Pope, Powell, Ricker, Roberts, Roe, Short, Stafford, Strowbridge, Thomas, Thompson, Waldo, Weed, Williamson, Wilson, and Mr. Speaker—52.

Nays—None.

Absent—Messrs. Bowditch, Condon, Fell, Fisher of Multnomah, Harrington, Haskell, Napton and Price—8.

So the rules were suspended, the bill was read the second time by title and, on motion of Mr. Condon, was referred to the committee on railways and transportation.

House bill No. 163 was read the second time and, on motion of Mr. Maxwell, was referred to the committee on claims.

House bill No. 164 was read the second time and, on motion of Mr. Belknap, was referred to the committee on claims, with leave to report at any time.

Mr. Crosno presented a petition, and requested that it accompany house bill No. 164.

Granted.

House bill No. 165 was read the second time and, on motion of Mr. Crook, was referred to the committee on ways and means.

House bill No. 166 was read the second time and passed to third reading.

House bill No. 167 was read the second time and, on motion of Mr. Morelock, was referred to the committee on ways and means.

The committee on engrossed bills submitted the following:

#### REPORT.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
February 6, 1889. }

*Mr. Speaker:*

Your committee on engrossed bills, to whom was referred senate

bill No. 63, beg leave to report the same back to the senate as correctly engrossed.

J. H. ROBERTS,  
Chairman.

House bill No. 168 was read the second time and, on motion of Mr. Jennings, was referred to the committee on agriculture.

House bill No. 169 was read the second time and, on motion of Mr. McCoy, was referred to the committee on roads and highways. On motion of Mr. Myers, the house adjourned.

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THURSDAY, FEBRUARY 7, 1889.

MORNING SESSION.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
February 7, 1889. }

House called to order at 10 o'clock A. M., Mr. Speaker in the chair.

The roll was called and Messrs. Gambee, Gilbert, Gilham, Harrington and Roberts were absent.

House opened with prayer by Rev. W. Rollins.

On motion of Mr. Hume, the reading of the journal was dispensed with.

Mr. Maxwell moved to reconsider the vote by which house bill No. 47 was indefinitely postponed.

Lost.

Mr. Paquet moved to reconsider the vote by which the amendment submitted by Mr. Northup to house bill No. 29 was lost.

Carried.

The amendment was read, and on motion of Mr. Paquet, was adopted, and the bill as amended was ordered engrossed and passed to a third reading.

On motion of Mr. Bowditch, Hon. J. C. Tolman was invited to a seat within the bar.

On motion of Mr. Waldo, the addresses of Hon. John Minto and His Excellency, Governor Sylvester Pennoyer, were ordered spread upon the journal.

House bill No. 170 was read the second time.

Mr. Moore presented a petition, and on his motion, the bill and petition were referred to the committee on roads and highways.

House bill No. 171 was read the second time and, on motion of Mr. Paulsen, was referred to the committee on education.

House bill No. 172 was read the second time and passed to a third reading.

House bill No. 174 was read the second time and, on motion of Mr. Blundell, was referred to committee on education.

House bill No. 179 was read the second time and, on motion of Mr. Paulsen, was referred to the committee on agriculture, with leave to report at any time.

House bill No. 176 was read the second time and, on motion of Mr. Thompson, referred to the committee on agriculture.

Mr. Paulsen moved to suspend the rules and read house bill No. 177 the second time by title only.

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Apperson, Armstrong, Bean, Belknap, Blundell, Condon, Crosno, Derby, Earhart, Fisher of Polk, Fisher of Multnomah, Gambee, Geer, Gilham, Goodnough, Hahn, Haskell, Howard, Hume, Jennings, Kirk, Labrie, Ladd, Laughlin, Layman, Maxwell, McCoy, Miller of Jackson, Miller of Linn, Moore, Morelock, Moss, Myers, Napton, Northup, Paquet, Parker, Paulsen, Pope, Powell, Price, Ricker, Roberts, Roe, Short, Stafford, Strowbridge, Thomas, Thompson, Waldo, Weed, Williamson, Wilson, and Mr. Speaker—54.

Nays—None.

Absent—Messrs. Bowditch, Crook, Fell, Gilbert, Harrington and Hunter—6.

So the rules were suspended and the bill was read the second time by title and, on motion of Mr. Paulsen, referred to the committee on counties.

House bill No. 178 was read the second time and, on motion of Mr. Hume, was considered engrossed and passed to third reading.

Mr. Ricker moved to suspend the rules and read house bill No. 179 the second time by title only.

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Apperson, Armstrong, Bean, Belknap, Blundell, Bowditch, Condon, Crosno, Derby, Earhart, Fell, Fisher of Polk, Fisher of Multnomah, Gambee, Geer, Gilham, Goodnough, Hahn, Haskell, Howard, Hume, Hunter, Jennings, Kirk, Labrie, Laughlin, Layman, Maxwell, McCoy, Miller of Linn, Moore, Morelock, Moss, Myers, Napton, Paquet, Parker, Paulsen, Pope, Powell, Price, Ricker, Roe, Short, Stafford, Strowbridge, Thomas, Thompson, Waldo, Weed, Williamson, Wilson and Mr. Speaker—53.

Nays—None.

Absent—Messrs. Crook, Gilbert, Harrington, Ladd, Miller of Jackson, Northup and Roberts—7.

So the rules were suspended and house bill No. 179 was read the second time by title and, on motion of Mr. Ricker, was referred to committee on roads and highways.

Mr. Hume moved to suspend the rules and read house bill No. 180 the second time by title only.

On this question the roll was called and the vote was :

Those voting aye were :

Messrs. Apperson, Armstrong, Bean, Belknap, Blundell, Bowditch, Condon, Derby, Earhart, Fisher of Polk, Gambee, Geer, Gilham, Goodnough, Hahn, Haskell, Howard, Hume, Hunter, Jennings, Kirk, Labrie, Laughlin, Layman, Maxwell, McCoy, Miller of Linn, Moore, Morelock, Moss, Myers, Napton, Paquet, Parker, Paulsen, Pope, Powell, Price, Ricker, Roberts, Roe, Short, Stafford, Strowbridge, Thomas, Thompson, Waldo, Weed, Williamson, Wilson, and Mr. Speaker—51.

Nays—None.

Absent—Messrs. Crook, Crosno, Fell, Fisher of Multnomah, Gilbert, Harrington, Ladd, Miller of Jackson and Northup—9.

So the rules were suspended and house bill No. 180 was read the second time and, on motion of Mr. Hume, was referred to committee on corporations.

Mr. Bean moved to suspend the rules and read house bill No. 181 the second time by title only.

On this question the roll was called and the vote was :

Those voting aye were :

Messrs. Apperson, Armstrong, Bean, Belknap, Blundell, Bowditch, Condon, Derby, Earhart, Fisher of Polk, Fisher of Multnomah, Gambee, Geer, Gilham, Goodnough, Hahn, Haskell, Howard, Hume, Hunter, Jennings, Kirk, Labrie, Ladd, Laughlin, Layman, Maxwell, McCoy, Miller of Linn, Moore, Morelock, Moss, Myers, Napton, Paquet, Parker, Paulsen, Pope, Powell, Price, Ricker, Roberts, Roe, Short, Stafford, Strowbridge, Thomas, Waldo, Weed, Williamson, Wilson, and Mr. Speaker—52.

Nays—None.

Absent—Messrs. Crook, Crosno, Fell, Gilbert, Harrington, Miller of Jackson, Northup and Thompson—8.

So the rules were suspended and house bill No. 181 was read the second time by title and, on motion of Mr. Bean, was referred to the committee on judiciary.

The committee on engrossed bills submitted the following :

## REPORT.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
February 7, 1889. }

*Mr. Speaker:*

Your committee on engrossed bills, to whom was referred house bill No. 19, beg leave to report the same back to the house as correctly engrossed.

J. H. ROBERTS,  
Chairman.

Mr. Miller of Jackson moved to suspend the rules and read house bill No. 182 the second time by title only.

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Apperson, Armstrong, Bean, Blundell, Bowditch, Condon, Derby, Earhart, Fell, Fisher of Polk, Fisher of Multnomah, Gambee, Geer, Gilham, Goodnough, Hahn, Haskell, Howard, Hume, Hunter, Jennings, Kirk, Labrie, Ladd, Laughlin, Layman, Maxwell, McCoy, Miller of Jackson, Miller of Linn, Moore, Morelock, Moss, Myers, Napton, Northup, Paquet, Parker, Paulsen, Pope, Powell, Price, Ricker, Roe, Short, Stafford, Strowbridge, Thomas, Thompson, Waldo, Weed, Williamson, Wilson, and Mr. Speaker—54.

Nays—None.

Absent—Messrs. Belknap, Crook, Crosno, Gilbert, Harrington and Roberts—6.

So the rules were suspended and house bill No. 182 was read the second time by title and passed to its third reading.

House bill No. 183 was read the second time.

Mr. Short moved that the bill be considered engrossed and made a special order for to-morrow at 10 A. M.

The motion to make the bill a special order was lost.

The bill went to its third reading in regular order.

House bill No. 184 was read the second time and passed to its third reading.

House bill No. 185 was read the second time and, on motion of Mr. Myers, referred to the committee on judiciary.

House bill No. 186 was read the second time and, on motion of Mr. Myers, referred to the committee on judiciary.

On motion of R. A. Miller, Dr. W. D. Jeffries and Hon. W. A. Cusick were invited to seats within the bar.

Mr. Ladd moved to suspend the rules and read house bill No. 187 the second time by title only.

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Apperson, Armstrong, Bean, Belknap, Blundell, Bowditch, Condon, Derby, Earhart, Fell, Fisher of Polk, Fisher of Multnomah, Gambee, Gilham, Goodnough, Hahn, Haskell, Howard, Hume, Hunter, Jennings, Kirk, Labrie, Ladd, Laughlin, Layman, Maxwell, McCoy, Miller of Jackson, Miller of Linn, Moore, Morelock, Moss, Myers, Napton, Northup, Paquet, Parker, Paulsen, Pope, Powell, Price, Ricker, Roe, Short, Stafford, Strowbridge, Thompson, Waldo, Weed, Williamson, Wilson, and Mr. Speaker—53.

Nays—None.

Absent—Messrs. Crook, Crosno, Geer, Gilbert, Harrington, Roberts and Thomas—7.

So the rules were suspended and house bill No. 187 was read the second time by title and, on motion of Mr. Ladd, was referred to the committee on education, with leave to report at any time.

Mr. Morelock moved to suspend the rules and read house bill No. 188 the second time by title.

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Apperson, Armstrong, Bean, Blundell, Condon, Derby, Earhart, Fell, Fisher of Polk, Fisher of Multnomah, Gambee, Gilbert, Gilham, Goodnough, Hahn, Haskell, Howard, Hume, Hunter, Jennings, Kirk, Labrie, Ladd, Laughlin, Layman, Maxwell, McCoy, Miller of Jackson, Miller of Linn, Moore, Morelock, Moss, Myers, Napton, Northup, Paquet, Parker, Paulsen, Pope, Powell, Ricker, Roe, Short, Stafford, Strowbridge, Thompson, Waldo, Weed, Williamson, Wilson, and Mr. Speaker—51.

Nays—None.

Absent—Messrs. Belknap, Bowditch, Crook, Crosno, Geer, Harrington, Price, Roberts and Thomas—9.

So the rules were suspended and the bill was read the second time by title and, on motion of Mr. Morelock, was referred to the committee on education, with leave to report at any time.

House bill No. 189 was read the second time and, on motion of Mr. Labrie, was referred to the committee on counties.

The Chair submitted the following:

#### MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
SALEM, Oregon,  
February 7, 1889. }

*Mr. Speaker:*

I am directed by the President to inform you that the senate has

adopted senate joint memorial No. 7, praying congress to amend an Act to restrict the ownership of real estate in Territories to American citizens, etc.

And the same is herewith transmitted for the consideration of the house.

JOHN H. SHUPE,  
Chief Clerk.

Senate joint memorial No. 7 was read and, on motion of Mr. Haskell, was adopted.

The committee on engrossed bills submitted the following:

REPORT.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
February 7, 1889. }

*Mr. Speaker:*

Your committee on engrossed bills, to whom was referred house bill No. 51, beg leave to report the same back to the house as correctly engrossed.

J. H. ROBERTS,  
Chairman.

House bills Nos. 190 and 191 were read the second time and passed to third reading.

House bill No. 192 was read the second time and, on the request of Mr. Weed, was withdrawn.

House bill No. 193 was read the second time and, on motion of Mr. Weed, referred to the committee on roads and highways.

House bill No. 196 was read the second time and, on motion of Mr. Paquet, considered engrossed and passed to third reading.

House bill No. 197 was read the second time and, on motion of Mr. Northup, considered engrossed and ordered to its third reading.

The hour of 11 A. M. having arrived, on motion of Mr. Thompson, the house resolved itself into the committee of the whole to consider house bills Nos. 49 and 103.

Mr. Paquet in the chair.

After a time spent therein the committee arose and, on motion of Mr. Thompson, the house adjourned.

## AFTERNOON SESSION.

The house was called to order at 2 o'clock P. M., Mr. Speaker in the chair.

The roll was called and all the members were present except Messrs. Crosno and Price.

The Speaker submitted the following :

## MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
SALEM, Oregon,  
February 7, 1889. }

*Mr. Speaker:*

I am directed by the President to inform you that the senate has passed senate bill No. 11, being a bill for an Act to authorize and empower annuity, safe deposit and trust companies to be appointed administrators, etc.

And the same is herewith transmitted to you for the consideration of the house.

JOHN H. SHUPE,  
Chief Clerk.

Mr. Northup moved to suspend the rules and read senate bill No. 11 the first time by title.

On this question the roll was called and the vote was :

Those voting aye were :

Messrs. Apperson, Armstrong, Bean, Belknap, Blundell, Condon, Derby, Fell, Fisher of Polk, Fisher of Multnomah, Gambee, Geer, Gilham, Goodnough, Hahn, Harrington, Haskell, Howard, Hume, Hunter, Jennings, Kirk, Labrie, Ladd, Laughlin, Layman, Maxwell, McCoy, Miller of Jackson, Miller of Linn, Moore, Morelock, Moss, Myers, Northup, Paquet, Parker, Paulsen, Pope, Powell, Ricker, Roe, Short, Stafford, Strowbridge, Thomas, Thompson, Waldo, Weed, Williamson, Wilson, and Mr. Speaker—52.

Nays—None.

Absent—Messrs. Bowditch, Crook, Crosno, Earhart, Gilbert, Napton, Price and Roberts—8.

So the rules were suspended and senate bill No. 11 was read the first time by title and passed to second reading.

On motion of Mr. Northup, house bill No. 212 was recalled from the State Printer.

The Speaker submitted the following :



## MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
SALEM, Oregon;  
February 7, 1889. }

*Mr. Speaker:*

I am directed by the President to inform you that he has signed house joint memorial No. 6 and house joint resolution No. 6. And the same are herewith returned.

JOHN H. SHUPE,  
Chief Clerk.

## MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
SALEM, Oregon,  
February 7, 1889. }

*Mr. Speaker:*

I am directed by the President to inform you that the senate has passed senate bill No. 6, being a bill for an Act for the relief of Joel J. Hembree.

And the same is herewith transmitted to you for the consideration of the house.

JOHN H. SHUPE,  
Chief Clerk.

Senate bill No. 6 was read the first time.

Mr. Northup moved to suspend the rules and read senate bill No. 6 the second time by title now.

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Apperson, Armstrong, Bean, Blundell, Condon, Derby, Fell, Fisher of Polk, Fisher of Multnomah, Gambee, Geer, Gilham, Goodnough, Hahn, Harrington, Haskell, Howard, Hume, Hunter, Jennings, Kirk, Labrie, Ladd, Laughlin, Layman, Maxwell, McCoy, Miller of Linn, Moore, Morelock, Moss, Northup, Paquet, Pope, Powell, Ricker, Roberts, Roe, Short, Stafford, Strowbridge, Thomas, Thompson, Waldo, Weed, Williamson, Wilson, and Mr. Speaker—48.

Nays—None.

Absent—Messrs. Belknap, Bowditch, Crook, Crosno, Earhart, Gilbert, Miller of Jackson, Myers, Napton, Parker, Paulsen and Price—12.

So the rules were suspended and the bill was read the second time by title and, on motion of Mr. Jennings, referred to the committee on claims, with leave to report at any time.

The Chair submitted the following :

MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
SALEM, Oregon,  
February 7, 1889. }

*Mr. Speaker :*

I am directed by the President to inform you that the senate has passed senate bill No. 15, being a bill for an Act to provide for the improvement of Fall creek, in Lane county, and for the establishment and maintenance of booms on said stream.

And the same is herewith transmitted for the consideration of the house.

JOHN H. SHUPE,  
Chief Clerk.

Mr. Bean moved to suspend the rules and read senate bill No. 15 the first time by title only.

On this question the roll was called and the vote was :

Those voting aye were :

Messrs. Apperson, Armstrong, Bean, Blundell, Bowditch, Condon, Derby, Fell, Fisher of Polk, Gambia, Geer, Gilham, Goodnough, Hahn, Harrington, Haskell, Howard, Hume, Hunter, Jennings, Kirk, Labrie, Ladd, Laughlin, Layman, Maxwell, McCoy, Miller of Linn, Moore, Morelock, Moss, Paquet, Parker, Pope, Powell, Ricker, Roberts, Roe, Short, Stafford, Stowbridge, Thomas, Thompson, Waldo, Weed, Williamson, Wilson, and Mr. Speaker—48.

Nays—None.

Absent—Messrs. Belknap, Crook, Crosno, Earhart, Fisher of Multnomah, Gilbert, Miller of Jackson, Myers, Napton, Northup, Paulsen and Price—12.

So the rules were suspended and senate bill No. 15 was read the first time by title and passed to second reading.

The Speaker submitted the following :

MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
SALEM, Oregon,  
February 7, 1889. }

*Mr. Speaker :*

I am directed by the President to inform you that the senate

has passed senate bill No. 3, being a bill for an Act to promote drainage for agricultural and sanitary purposes.

And the same is herewith transmitted for the consideration of the house.

JOHN H. SHUPE,  
Chief Clerk.

Mr. Bean moved to suspend the rules and read senate bill No. 3 the first time by title only.

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Apperson, Armstrong, Bean, Blundell, Condon, Derby, Fell, Fisher of Polk, Fisher of Multnomah, Gambee, Geer, Gilham, Goodnough, Hahn, Harrington, Haskell, Hume, Hunter, Jennings, Kirk, Labrie, Ladd, Laughlin, Layman, Maxwell, McCoy, Miller of Linn, Moore, Morelock, Moss, Myers, Northup, Paquet, Parker, Pope, Powell, Ricker, Roberts, Roe, Short, Stafford, Strowbridge, Thomas, Waldo, Weed, Williamson, Wilson, and Mr. Speaker—48.

Nays—None.

Absent—Messrs. Belknap, Bowditch, Crook, Crosno, Earhart, Gilbert, Howard, Miller of Jackson, Napton, Paulsen, Price and Thompson—12.

So the rules were suspended and senate bill No. 3 was read the first time by title and passed to second reading.

Mr. Wilson moved to further suspend the rules and read senate bill No. 3 the second time by title now.

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Apperson, Armstrong, Bean, Blundell, Condon, Crosno, Derby, Fell, Fisher of Polk, Fisher of Multnomah, Gambee, Geer, Gilham, Goodnough, Hahn, Harrington, Hume, Hunter, Jennings, Kirk, Labrie, Ladd, Laughlin, Layman, Maxwell, McCoy, Miller of Linn, Moore, Morelock, Moss, Myers, Paquet, Parker, Pope, Powell, Ricker, Roberts, Roe, Short, Stafford, Strowbridge, Thomas, Waldo, Weed, Williamson, Wilson, and Mr. Speaker—47.

Nays—None.

Absent—Messrs. Belknap, Bowditch, Crook, Gilbert, Earhart, Haskell, Howard, Miller of Jackson, Napton, Northup, Paulsen, Price and Thompson—13.

So the rules were suspended and senate bill No. 3 was read the second time by title and, on motion of Mr. Derby, referred to the committee on agriculture.

The committee on engrossed bills submitted the following:

## REPORT.

HOUSE OF REPRESENTATIVES,  
SALEM, Oregon,  
February 7, 1889. }

*Mr. Speaker :*

Your committee on engrossed bills, to whom was referred house bills Nos. 48 and 32, beg leave to report the same back to the house as correctly engrossed.

J. H. ROBERTS,  
Chairman.

Mr. Pope moved to suspend the rules and read house bill No. 198 the second time by title only.

On this question the roll was called and the vote was :

Those voting aye were :

Messrs. Apperson, Armstrong, Bean, Blundell, Condon, Derby, Fell, Fisher of Polk, Fisher of Multnomah, Gambee, Gilham, Goodnough, Hahn, Harrington, Hume, Hunter, Jennings, Kirk, Labrie, Ladd, Laughlin, Layman, Maxwell, McCoy, Miller of Linn, Moore, Morelock, Moss, Myers, Paquet, Parker, Pope, Powell, Ricker, Roe, Short, Stafford, Strowbridge, Thomas, Waldo, Weed, Williamson, Wilson, and Mr. Speaker—44.

Nays—None.

Absent—Messrs. Belknap, Bowditch, Crook, Crosno, Earhart, Geer, Gilbert, Haskell, Howard, Miller of Jackson, Napton, Northup, Paulsen, Price, Roberts and Thompson—16.

So the rules were suspended and house bill No. 198 was read the second time by title and, on motion of Mr. Pope, referred to the committee on alcoholic traffic.

Mr. Hahn moved to suspend the rules and read house bill No. 200 the second time by title only.

On this question the roll was called and the vote was :

Those voting aye were :

Messrs. Armstrong, Bean, Blundell, Condon, Derby, Fell, Fisher of Polk, Fisher of Multnomah, Gambee, Gilham, Goodnough, Hahn, Harrington, Hume, Hunter, Jennings, Kirk, Labrie, Ladd, Laughlin, Layman, Maxwell, McCoy, Miller of Linn, Moore, Morelock, Moss, Myers, Paquet, Parker, Pope, Powell, Ricker, Roe, Short, Stafford, Strowbridge, Thomas, Waldo, Weed, Williamson, Wilson, and Mr. Speaker—43.

Nays—None.

Absent—Messrs. Apperson, Belknap, Bowditch, Crook, Crosno, Earhart, Geer, Gilbert, Haskell, Howard, Miller of Jackson, Napton, Northup, Paulsen, Price, Roberts and Thompson—17.

So the rules were suspended and house bill No. 200 was read the second time and, on motion of Mr. Hahn, referred to the committee on railways and transportation.

House bill No. 201 was read the second time and, on motion of Mr. Fisher of Polk, was referred to the committee on judiciary.

House bill No. 202 was read the second time and passed to third reading.

House bill No. 203 was read the second time and, there being no objection, the bill was referred to the committee on counties, with leave to report at any time.

House bill No. 204 was read the second time and, on motion of Mr. Waldo, referred to the committee on claims.

Mr. Jennings was called to the chair.

House bill No. 205 was read the second time and, on motion of Mr. Waldo, was referred to the committee on claims.

House bill No. 206 was read the second time and, on motion of Mr. Maxwell, referred to the committee on railways and transportation.

House bill No. 207 was read the second time and, on motion of Mr. Maxwell, referred to the committee on mining.

House bill No. 208 was read the second time and, on motion of Mr. Myers, referred to the committee on counties.

Mr. Myers moved to suspend the rules and read house bill No. 209 the second time by title.

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Armstrong, Bean, Blundell, Bowditch, Condon, Derby, Fell, Fisher of Polk, Fisher of Multnomah, Gambee, Gilham, Good-nough, Hahn, Harrington, Howard, Hume, Hunter, Jennings, Kirk, Labrie, Ladd, Laughlin, Layman, Maxwell, McCoy, Miller of Linn, Moore, Morelock, Moss, Myers, Paquet, Parker, Pope, Powell, Ricker, Roberts, Roe, Short, Stafford, Strowbridge, Thomas, Waldo, Weed, Williamson, Wilson, and Mr. Speaker—46.

Nays—None.

Absent—Messrs. Apperson, Belknap, Crook, Crosno, Earhart, Geer, Gilbert, Haskell, Miller of Jackson, Napton, Northup, Paulsen, Price and Thompson—14.

So the rules were suspended and the bill was read the second time by title and, on motion of Mr. Myers, referred to the committee on judiciary.

By unanimous consent, the committee on agriculture submitted the following:

## REPORT.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
February 7, 1889. }

*Mr. Speaker :*

Your committee on agriculture, to whom was referred house bill No. 175, beg leave to report that they have had the same under consideration, and would respectfully report it back to the house with the recommendation that it do pass, with the following amendment :

## AMENDMENT.

Section 3 amended by striking out all of said section after the figure "3" and inserting the following: "As it is absolutely necessary that funds should be provided at once for the successful holding of farm institutes, this Act shall take effect from the day of its approval by the Governor."

F. S. POWELL,  
Chairman.

On motion of Mr. Powell, the report and amendment was adopted.

House bill No. 210 was read the second time and, on motion of Mr. Myers, referred to the committee on judiciary.

Mr. Hume moved to suspend the rules and read house bill No. 211 the second time by title.

On this question the roll was called and the vote was :

Those voting aye were :

Messrs. Armstrong, Bean, Blundell, Bowditch, Condon, Derby, Fell, Fisher of Polk, Fisher of Multnomah, Gilham, Goodnough, Hahn, Harrington, Howard, Hume, Hunter, Jennings, Kirk, Labrie, Ladd, Laughlin, Layman, Maxwell, McCoy, Miller of Linn, Moore, Morelock, Moss, Northup, Paquet, Parker, Pope, Powell, Ricker, Roberts, Roe, Short, Stafford, Strowbridge, Thomas, Waldo, Weed, Williamson and Wilson—44.

Nays—None.

Absent—Messrs. Apperson, Belknap, Crook, Crosno, Earhart, Gambee, Geer, Gilbert, Haskell, Miller of Jackson, Myers, Napton, Paulsen, Price, Thompson, and Mr. Speaker—16.

So the rules were suspended and the bill was read the second time by title and, on motion of Mr. Bean, referred to the committee on roads and highways.

House bill No. 212 was read the second time and, on motion of Mr. Northup, referred to the committee on military affairs, with leave to report at any time.

By unanimous consent, Mr. Wilson introduced house bill No. 235, an Act to amend section 3557 of the laws of Oregon, as compiled by W. Lair Hill, which was read the first time.

Mr. Wilson moved to suspend the rules and read house bill No. 235 the second time by title now.

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Armstrong, Bean, Blundell, Bowditch, Condon, Crosno, Derby, Earhart, Fell, Fisher of Polk, Fisher of Multnomah, Gilham, Goodnough, Hahn, Harrington, Haskell, Howard, Hume, Hunter, Jennings, Kirk, Labrie, Ladd, Laughlin, Layman, Maxwell, McCoy, Miller of Linn, Moore, Morelock, Moss, Napton, Northup, Paquet, Parker, Powell, Ricker, Roberts, Roe, Short, Stafford, Strowbridge, Thomas, Waldo, Weed, Williamson and Wilson—47.

Nays—None.

Absent—Messrs. Apperson, Belknap, Crook, Gambée, Geer, Gilbert, Miller of Jackson, Myers, Paulsen, Pope, Price, Thompson, and Mr. Speaker—13.

So the rules were suspended and house bill No. 235 was read the second time by title and, on motion of Mr. Wilson, referred to the committee on judiciary, with leave to report at any time.

#### SECOND READING OF SENATE BILLS.

Senate bills Nos. 129, 171 and 1 were read second time and passed to third reading.

Senate bill No. 8 was read the second time and, on motion of Mr. Derby, referred to the committee on judiciary.

Senate bill No. 7 was read second time and passed to its third reading.

By unanimous consent, Mr. Myers introduced house bill No. 236, to protect contractors, sub-contractors and laborers in their claims against railroad companies, contractors and sub-contractors.

Mr. Myers moved to suspend the rules and read house bill No. 236 the first time by title only.

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Armstrong, Bean, Blundell, Condon, Derby, Fisher of Polk, Fisher of Multnomah, Gilham, Goodnough, Hahn, Harrington, Hunter, Jennings, Kirk, Ladd, Laughlin, Layman, Maxwell, Miller of Linn, Moore, Morelock, Moss, Myers, Northup, Paquet,

Parker, Paulsen, Pope, Powell, Ricker, Roe, Short, Stafford, Strowbridge, Thomas, Thompson, Waldo, Weed, Williamson, Wilson, and Mr. Speaker—41.

Nays—None.

Absent—Messrs. Apperson, Belknap, Bowditch, Crook, Crosno, Earhart, Fell, Gambee, Geer, Gilbert, Haskell, Howard, Hume, Labrie, McCoy, Miller of Jackson, Napton, Price and Roberts—19.

So the rules were suspended and house bill No. 236 was read the first time by title.

Mr. Myers moved to further suspend the rules and read house bill No. 236 the second time by title now.

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Armstrong, Bean, Blundell, Condon, Derby, Fisher of Polk, Fisher of Multnomah, Gilham, Goodnough, Hahn, Harrington, Hume, Jennings, Kirk, Labrie, Ladd, Laughlin, Layman, Maxwell, Miller of Linn, Moore, Morelock, Moss, Myers, Northup, Paquet, Parker, Pope, Ricker, Roe, Short, Stafford, Strowbridge, Thomas, Thompson, Waldo, Weed, Williamson, Wilson, and Mr. Speaker—40.

Nays—None.

Absent—Messrs. Apperson, Belknap, Bowditch, Crook, Crosno, Earhart, Fell, Gambee, Geer, Gilbert, Haskell, Howard, Hunter, McCoy, Miller of Jackson, Napton, Paulsen, Powell, Price and Roberts—20.

So the rules were suspended, the bill was read the second time by title and, on motion of Mr. Myers, referred to the committee on counties.

The Speaker resumed the chair.

### THIRD READING OF HOUSE BILLS.

House bill No. 108 was read the third time.

Messrs. Bean and Maxwell demanded a call of the house.

The roll was called and those absent were Messrs. Apperson, Belknap, Bowditch, Crook, Crosno, Gambee, Geer, Gilbert, Haskell, McCoy, Miller of Jackson, Myers, Roberts and Roe—14.

On motion of Mr. Northup, further proceedings under the call of the house were dispensed with.

"Shall the bill pass?"

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Armstrong, Bean, Condon, Derby, Earhart, Fell, Fisher



of Polk, Fisher of Multnomah, Gilham, Goodnough, Hahn, Harrington, Howard, Hume, Hunter, Jennings, Kirk, Labrie, Ladd, Laughlin, Layman, Maxwell, Miller of Linn, Moore, Morelock, Moss, Napton, Northup, Paquet, Parker, Paulsen, Pope, Powell, Price, Ricker, Stafford, Strowbridge, Thomas, Thompson, Waldo, Weed, Williamson, Wilson, and Mr. Speaker—44.

Nays—Mr. Blundell.

Absent—Messrs. Apperson, Belknap, Bowditch, Crook, Crosno, Gambee, Geer, Gilbert, Haskell, McCoy, Miller of Jackson, Myers, Roberts, Roe and Short—15.

So the bill passed, and there being no objection, the title of the bill stood as the title of the Act.

House bill No. 113 was read the third time.

“Shall the bill pass?”

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Jennings and Stafford—2.

Nays—Messrs. Apperson, Armstrong, Bean, Blundell, Bowditch, Condon, Crosno, Derby, Earhart, Fell, Fisher of Polk, Fisher of Multnomah, Gambee, Geer, Gilham, Goodnough, Hahn, Harrington, Haskell, Howard, Hume, Hunter, Kirk, Labrie, Laughlin, Layman, Maxwell, McCoy, Miller of Linn, Moore, Morelock, Napton, Northup, Paquet, Parker, Paulsen, Pope, Powell, Price, Ricker, Roberts, Roe, Short, Strowbridge, Thomas, Thompson, Waldo, Weed, Williamson, Wilson, and Mr. Speaker—51.

Absent—Messrs. Belknap, Crook, Gilbert, Ladd, Miller of Jackson, Moss and Myers—7.

So the bill failed to pass.

House bill No. 145 was read the third time.

“Shall the bill pass?”

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Armstrong, Bean, Belknap, Blundell, Bowditch, Condon, Crook, Crosno, Fell, Fisher of Polk, Fisher of Multnomah, Gambee, Geer, Gilbert, Gilham, Goodnough, Hahn, Harrington, Haskell, Howard, Hume, Hunter, Labrie, Ladd, Laughlin, Layman, Maxwell, McCoy, Myers, Napton, Northup, Paulsen, Pope, Powell, Price, Ricker, Roberts, Strowbridge, Thomas, Waldo, Weed, Williamson, Wilson, and Mr. Speaker—44.

Nays—Messrs. Apperson, Derby, Jennings, Kirk, Miller of Linn, Moore, Morelock, Moss, Paquet, Parker, Roe, Short, Stafford and Thompson—14.

Absent—Messrs. Earhart and Miller of Jackson—2.

So the bill passed, and there being no objection, the title of the bill stood for the title of the Act.

The committee on engrossed bills submitted the following:

REPORT.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
February 7, 1889. }

*Mr. Speaker :*

Your committee on engrossed bills, to whom was referred house bills Nos. 81 and 105, beg leave to report the same back to the house as correctly engrossed.

J. H. ROBERTS,  
Chairman.

House bill No. 104 being the next in order, on motion of Mr. Condon, it was made a special order for 2 o'clock P. M. Monday.

On motion of Mr. Stafford, the house adjourned.

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FRIDAY, FEBRUARY 8, 1889.

MORNING SESSION.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
February 8, 1889. }

House called to order at 10 o'clock A. M., Mr. Speaker in the chair.

The roll was called and all the members were present.

House opened with prayer by Rev. P. R. Burnett of Salem.

On motion of Mr. Blundell, the reading of the journal was dispensed with.

The Speaker presented a communication from the Assembly of the Federated Trades on the subject of election, which was read and, on motion of Mr. Hume, was referred to the committee on elections.

The committee on military affairs, with leave to report at any time, submitted the following:

## REPORT.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
February 8, 1889. }

*Mr. Speaker :*

Your committee on military affairs, to whom was referred house bill No. 212, beg leave to report that they have had the same under consideration, and would respectfully report it back to the house with the recommendation that it do pass, with the following amendments :

## FIRST AMENDMENT.

Insert after the word "use" in line 15 of section 1, being identical with line 11 of section 1, in senate printed bill No. 186, the words "or cause to be constructed, built, maintained and used."

## SECOND AMENDMENT.

Insert after the word "hundred," in line 27 of section 1, of written bill, being identical with line 19 of senate printed bill No. 186, the words "and thirty."

## THIRD AMENDMENT.

Strike out the word "May" in line 36 of section 1, of written bill, being identical with line 25 of senate printed bill No. 186, and insert in lieu thereof the word "November."

W. M. LADD,  
Chairman.

On motion of Mr. Northup, the house concurred in the report and amendments and the bill was ordered engrossed.

The committee on corporations, with leave to report at any time, submitted the following:

## REPORT.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
February 8, 1889. }

*Mr. Speaker :*

Your committee on corporations, to whom was referred house bill No. 55, beg leave to report that they have had the same under

consideration and would respectfully report it back to the house with the recommendation that it do pass, with the following amendments:

FIRST AMENDMENT.

Amend section 4 of written bill by inserting after the word "purpose," in the seventh line of said section 4, the following words: "*provided, however,* that the common council shall have the power to select and open but one street across the tract of land known as the "Grant's Pass depot grounds."

SECOND AMENDMENT.

Amend subdivision 6 of section 8 of written bill, as follows: "*provided,* that no license for the sale of spirituous, vinous or malt liquors shall be issued for a sum less than is prescribed by the general laws of the State for the license of the sale of spirituous, vinous or malt liquors in force at the time thereof.

R. R. LAUGHLIN,  
Chairman.

On motion of Mr. Howard, the report and amendments were adopted and the bill ordered engrossed.

On motion of Mr. Hume, Hon. Henry Blackman, mayor of Heppner, was invited to a seat within the bar.

The committee on engrossed bills submitted the following:

REPORT.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
February 8, 1889. }

*Mr. Speaker:*

Your committee on engrossed bills, to whom was referred house bills Nos. 34, 29, and 58, beg leave to report the same back to the house as correctly engrossed.

J. H. ROBERTS,  
Chairman.

By unanimous consent, the special committee to whom was submitted house joint memorial No. 8, submitted the following:

## REPORT.

HOUSE OF REPRESENTATIVES, }  
 SALEM, Oregon, }  
 February 7, 1889. }

*Mr. Speaker :*

Your special committee, to whom was referred house joint memorial No. 8, beg leave to report that they have had the same under consideration, and would respectfully report it back to the house with the recommendation that it do pass, with the following amendments:

## FIRST AMENDMENT.

Strike out after the word "follows," in the fifth (5) line of the original memorial, the remaining portion of said line five (5) in said original memorial, and also lines 6, 7, 8, 9 and 10, immediately following, and substitute therefor the following:

"A strip of land lying twelve (12) miles wide on each side of a line beginning at a point twelve (12) miles due south of the peak called Heliotrope, adjoining and immediately west of Crater lake, thence northerly to the summit of said peak called Heliotrope."

## SECOND AMENDMENT.

After the word "same" in line 7 of the fourth page, and before the word "and," insert the following:

"*Provided*, that the legislative assembly of the State of Oregon shall not restrict the pasturing of horses, cattle or sheep within the limits of said park for the period of ten (10) years after the grant of the same by the Government of the United States to the State of Oregon."

J. B. WALDO,  
 P. PAQUET,  
 C. A. RICKER,  
 A. C. JENNINGS,  
 W. K. PRICE,  
 D. P. THOMPSON,  
 J. N. WILLIAMSON,  
 J. B. R. MORELOCK,  
 S. P. MOSS,  
 E. O. McCOY,  
 Special Committee.

On motion of Mr. Ladd, the house concurred in the amendment, and the memorial, as amended, was adopted.

House bill No. 21 was read the third time.

"Shall the bill pass?"

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Bowditch, Crook, Earhart, Fell, Fisher of Multnomah, Gilbert, Gilham, Goodnough, Hahn, Hume, Jennings, Ladd, Laughlin, Maxwell, Miller of Jackson, Moore, Moss, Napton, Paulsen, Pope, Price, Roberts, Roe, Weed and Williamson.—25.

Nays—Messrs. Apperson, Armstrong, Belknap, Blundell, Condon, Crosno, Derby, Fisher of Polk, Geer, Harrington, Haskell, Howard, Hunter, Kirk, Labrie, Layman, McCoy, Miller of Linn, Morelock, Myers, Northup, Paquet, Parker, Powell, Ricker, Short, Stafford, Strowbridge, Thomas, Thompson, Waldo, Wilson, and Mr. Speaker—33.

Absent—Messrs. Bean and Gambee—2.

So the bill failed to pass.

Mr. Northup gave notice that at some future day he would move to reconsider the vote by which house bill No. 21 was lost.

House bill No. 42 was read the third time.

"Shall the bill pass?"

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Apperson, Armstrong, Bean, Bowditch, Condon, Crook, Derby, Earhart, Fisher of Polk, Fisher of Multnomah, Gambee, Geer, Gilbert, Gilham, Goodnough, Hahn, Harrington, Haskell, Howard, Hume, Kirk, Labrie, Ladd, Laughlin, Layman, McCoy, Miller of Jackson, Miller of Linn, Moore, Morelock, Myers, Napton, Northup, Paquet, Parker, Paulsen, Pope, Powell, Price, Ricker, Roe, Short, Stafford, Strowbridge, Thomas, Thompson, Waldo, Wilson, and Mr. Speaker—49.

Nays—Messrs. Belknap, Blundell, Crosno, Hunter, Jennings, Maxwell, Moss, Weed and Williamson—9.

Absent—Messrs. Fell and Roberts—2.

So the bill passed, and there being no objection, the title of the bill stood as the title of the Act.

The Speaker submitted the following:

#### MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
SALEM, Oregon,  
February 8, 1889. }

*Mr. Speaker:*

I am directed by the President to inform you that the senate has passed senate bill No. 192, being a bill to provide the submission to

the voters of Polk county, in the State of Oregon, the question of re-locating the county seat of said county.

And the same is herewith transmitted for the consideration of the house.

JOHN H. SHUPE,  
Chief Clerk.

Senate bill No. 192 was read the first time and, on motion of Mr. Fisher of Polk, further consideration of senate bill No. 192 was indefinitely postponed.

House bill No. 65 was read the third time.

"Shall the bill pass?"

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Apperson, Armstrong, Bean, Belknap, Blundell, Bowditch, Condon, Crook, Crosno, Derby, Earhart, Fell, Fisher of Polk, Fisher of Multnomah, Gambia, Geer, Gilbert, Gilham, Goodnough, Hahn, Harrington, Haskell, Howard, Hume, Hunter, Kirk, Labrie, Ladd, Laughlin, Layman, Maxwell, McCoy, Miller of Jackson, Moore, Morelock, Moss, Napton, Northup, Paquet, Parker, Paulsen, Pope, Powell, Price, Roberts, Short, Stafford, Strowbridge, Thomas, Thompson, Waldo, Weed, Williamson, Wilson, and Mr. Speaker—55.

Nays—Messrs. Myers and Ricker—2.

Absent—Messrs. Jennings, Miller of Linn and Roe—3.

So the bill passed, and there being no objection, the title of the bill stood for the title of the Act.

The Speaker submitted the following:

#### MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
SALEM, Oregon,  
February 8, 1889. }

*Mr. Speaker:*

I am directed by the President to inform you that senate joint resolution No. 7, senate joint memorial No. 7 and senate bill No 169 have been reported correctly enrolled.

And the same are herewith transmitted for your signature.

JOHN H. SHUPE,  
Chief Clerk.

The Speaker announced that he was about to sign senate joint resolution No. 7, senate joint memorial No. 7 and senate bill No. 169, and soon thereafter stated that he had signed them.

The Speaker submitted the following:

## MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
SALEM, Oregon,  
February 8, 1889. }

*Mr. Speaker :*

I am directed by the President to inform you that the senate has passed senate bill No. 20, being a bill to amend section 2755, of title III, of chapter VII, of the laws of Oregon.

And the same is herewith transmitted for the consideration of the house.

JOHN H. SHUPE,  
Chief Clerk.

Senate bill No. 20 was read first time and passed to its second reading.

The committee on roads and highways, with leave to report at any time, submitted the following:

## REPORT.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon,  
February 7, 1889. }

*Mr. Speaker :*

Your committee on roads and highways, to whom was referred house bill No. 179, beg leave to report that they have had the same under consideration, and would respectfully report it back to the house with the recommendation that it do pass, with the following amendments:

## FIRST AMENDMENT.

Amend section 15 by adding after the word "Hill" in line 5 of said section (printed bill), the words: "*provided*, that said appeal shall not hinder or delay the construction or operation of said road."

## SECOND AMENDMENT.

Amend section 20 by adding after the word "transportation" in line 6 (printed bill), the following words: "after reasonable compensation is tendered therefor. In the event the parties concerned cannot agree upon such compensation, the amount thereof shall be left to arbitration, and the finding of such arbitration shall be final."



## THIRD AMENDMENT.

Amend section 21 by striking out all after the figures "21," line 1 of said section, and substituting therefor the following: "Inasmuch as there is urgent necessity for the protection of one of the great industries of this State, this Act shall be in force and take effect from and after its approval by the Governor."

THOMAS PAULSEN,  
Chairman.

On motion of Mr. Moore, the report and amendments were adopted.

## REPORT.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
February 7, 1889. }

*Mr. Speaker :*

Your committee on roads and highways, to whom was referred house bill No. 170, beg leave to report that they have had the same under consideration, and would respectfully report it back to the house without recommendation, with the following statement of facts:

This road, if established, will open a country containing valuable timber lands especially well adapted for lumbering, as well as containing much land well adapted for agricultural purposes. It will also establish a direct road connecting Washington and Tillamook counties, and affording a much needed outlet for Tillamook county; a county that, although as yet but sparsely settled, is capable of sustaining a large population. The money spent will therefore soon be returned to the State by increase of taxable property.

THOMAS PAULSEN,  
Chairman.

The committee on railways and transportation, with leave to report at any time, submitted the following:

## REPORT.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
February 8, 1889. }

*Mr. Speaker :*

Your committee on railways and transportation, to whom was referred house bill No. 206, entitled a bill for an Act to grant to the

Salem, Tillamook and Astoria railway company power to build and operate a bridge, beg leave to report that they have had the same under consideration, and would respectfully report it back to the house with the recommendation that it do pass.

J. W. MAXWELL,  
Chairman.

REPORT.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
February 8, 1889. }

*Mr. Speaker:*

Your committee on railways and transportation, to whom was referred house bill No. 162, for an Act to authorize the construction and operation of the Siuslaw Railway and Navigation Company and branches thereof, beg leave to report that they have had the same under consideration, and would respectfully report it back to the house with the recommendation that it do pass, with the following amendment, to-wit:

AMENDMENT.

That the title of the bill be so changed as to read as follows: "For an Act to authorize the construction and operation of the Siuslaw and Eastern Railway and Navigation Company's railroad line and branches thereof."

J. W. MAXWELL,  
Chairman.

On motion of Mr. Maxwell, the report and amendment were adopted.

By unanimous consent, the special committee of the house appointed to investigate and examine the school for deaf mutes, submitted the following:

REPORT.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
February 7, 1889. }

*Mr. Speaker:*

Your special committee appointed to visit and examine into the condition, surroundings and workings of the deaf mute school, in company with a like committee appointed by the senate for the same purpose, have visited said school, and beg leave to make the following report:

We find, by reference to the records of Marion county, that on the 24th day of December, A. D. 1883, A. Bush conveyed title by warrantee deed "unto the board of directors of the Oregon school for the education of deaf mutes, and to their successors and assigns forever," to "all of block No. 24 in the University addition to the city of Salem." Part of the lands was donated to the State for the use and purpose above mentioned, and no part of the funds used in purchasing any of the lands for the use of said school was appropriated by the State, but title to all real estate is vested in the board of directors under provisions of section 6 of an Act entitled an Act to create and organize a school for deaf mutes, approved October 25, 1880. The grounds have been much improved by labor of the pupils without cost to the State, and are kept neatly, thus giving the premises a cheerful and home-like appearance; besides improving and beautifying the grounds, there has been erected a school building sufficiently large to accommodate at least forty pupils—a separate building (each) for boys' and girls' dormitory, and an industrial building. Your committee personally inspected these premises thoroughly in every department, and find that the general management is efficient and economical; that the method of book-keeping is accurate and so simple as to be readily understood by any one of ordinary business qualifications, and that every department is kept faultlessly clean, and the care bestowed for neatness and comfort of pupils is excellent in every respect. The task of imparting instructions to deaf mutes is a difficult one, requiring teachers peculiarly fitted for the work they have in charge, and the State is fortunate in having secured the services of Mr. Benjamin Irving, who is ably assisted by Elizabeth D. Kelsay in the patient labor of training these unfortunate wards of the State.

The appropriation of \$1,000 by the last legislature for industrial purposes was expended in the erection of an industrial building, the basement of which is now used for a printing office where pupils are instructed in the art of printing. "The Sign," a monthly paper, is issued; lessons are printed for the exercises in school, which materially aid and assist in training the pupil in the use of language. The value of industrial training cannot be over-estimated, and your committee are of the opinion that the printing office is a valuable addition as an industrial branch of the school, and would recommend that the State Printer do the press work for their paper. Other branches of the industrial department of the school which need more than a passing notice are the carpenter shop and broom factory; in the former the pupils make all their tables, desks and cupboards, and should be supplied with suitable tools to work with. In the broom shop we examined samples of their work and find,

that while this branch of industry is in its infancy, good brooms are manufactured here, and it only requires that a market be established to make this enterprise more than self-sustaining; and, in this connection, would state that we are informed that other institutions of the State consume about 50 dozen brooms per year, which could be supplied from this source at a figure much less than is now paid.

In conclusion, your committee would recommend that the estimates of Rev. P. S. Knight, superintendent school for deaf mutes, in his ninth biennial report, for the two years beginning January 1, 1889, for an appropriation of \$16,000, for the purposes therein set forth, be adopted, and we cordially approve the endorsement of the executive committee of the board of directors.

All of which is respectfully submitted.

J. M. STAFFORD,

J. MYERS,

D. P. THOMPSON,

House Joint Committee.

On motion of Mr. Thompson, the report was adopted, and on his motion, was referred to the committee on ways and means.

The committee on engrossed bills submitted the following:

#### REPORT.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
February 8, 1889. }

*Mr. Speaker:*

Your committee on engrossed bills, to whom was referred house bills Nos. 15 and 64, beg leave to report the same back to the house as correctly engrossed.

J. H. ROBERTS,  
Chairman.

House bill No. 77 was read the third time.

"Shall the bill pass?"

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Apperson, Armstrong, Bean, Belknap, Blundell, Bowditch, Condon, Crosno, Derby, Earhart, Fisher of Polk, Fisher of Multnomah, Gambee, Geer, Gilbert, Gilham, Hahn, Harrington, Haskell, Howard, Hume, Hunter, Jennings, Kirk, Labrie, Ladd, Laughlin, Layman, Maxwell, McCoy, Miller of Jackson, Miller of Linn, Moore, Morelock, Myers, Napton, Paquet, Parker, Paulsen, Pope, Powell, Ricker, Roe, Short, Stafford, Strowbridge, Thomas, Thompson, Waldo, Weed, Williamson, Wilson and Mr. Speaker—53.

Nays—None.

Absent—Messrs. Crook, Fell, Goodnough, Moss, Northup, Price and Roberts—7.

So the bill passed, and there being no objection, the title of the bill stood as the title of the Act.

The Speaker submitted the following:

MESSAGE FROM THE HOUSE.

SENATE CHAMBER,  
SALEM, Oregon,  
February 7, 1889. }

*Mr. Speaker:*

I am directed by the President to inform you that the senate has passed senate bill No. 17, notwithstanding the objections and veto of the Governor.

And the same is herewith transmitted for the consideration of the house.

JOHN H. SHUPE,  
Chief Clerk.

On motion of Mr. Earhart, the consideration of vetoed senate bill No. 17 was made a special order for Monday at 3 o'clock P. M.

Mr. Hume was granted leave of absence until Monday afternoon.

The Speaker submitted the following message from the Governor:

MESSAGE FROM THE GOVERNOR.

EXECUTIVE DEPARTMENT,  
SALEM, Oregon,  
February 8, 1889. }

*To the Honorable, the Speaker of the House:*

I am directed by the Governor to inform you that he has approved and signed the following bills:

Senate bill No. 34, an Act to incorporate the city of Halsey, in the county of Linn, State of Oregon.

House bill No. 124, an Act to change the name of Bully creek, in Malheur county.

House bill No. 52, an Act to amend section 1548, of chapter XXXIV, title I, criminal procedure, of the general laws of Oregon, as annotated and compiled by W. Lair Hill.

And the same have been this day filed in the office of the Secretary of State.

WM. A. MUNLY,  
Private Secretary.

Mr. Miller of Jackson was called to the chair.

House bill No. 12 was read the third time.

"Shall the bill pass?"

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Apperson, Armstrong, Bean, Belknap, Blundell, Bowditch, Condon, Crosno, Earhart, Fell, Fisher of Polk, Fisher of Multnomah, Gambee, Geer, Gilbert, Gilham, Goodnough, Hahn, Harrington, Haskell, Howard, Hunter, Jennings, Kirk, Labrie, Ladd, Laughlin, Layman, Maxwell, McCoy, Miller of Jackson, Miller of Linn, Moore, Morelock, Moss, Myers, Napton, Paquet, Parker, Paulsen, Pope, Powell, Price, Roe, Short, Stafford, Strowbridge, Thomas, Thompson, Weed, Williamson, Wilson, and Mr. Speaker—53.

Nays—None.

Absent—Messrs. Crook, Derby, Hume, Northup, Ricker, Roberts and Waldo—7.

So the bill passed, and there being no objection, the title of the bill stood for the title of the Act.

House bill No. 143 was read the third time.

The same being identical with senate bill No. 15, was withdrawn by Mr. Condon, he having introduced the same.

House bill No. 153 was read the third time.

"Shall the bill pass?"

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Apperson, Armstrong, Bean, Belknap, Blundell, Bowditch, Condon, Crook, Crosno, Derby, Fell, Fisher of Polk, Fisher of Multnomah, Gambee, Geer, Gilbert, Gilham, Hahn, Harrington, Haskell, Howard, Hunter, Jennings, Kirk, Labrie, Ladd, Laughlin, Layman, McCoy, Miller of Jackson, Miller of Linn, Moore, Morelock, Moss, Myers, Napton, Paquet, Parker, Paulsen, Pope, Powell, Price, Ricker, Roberts, Roe, Short, Stafford, Strowbridge, Thomas, Thompson, Waldo, Weed, Williamson, Wilson, and Mr. Speaker—55.

Nays—None.

Absent—Messrs. Earhart, Goodnough, Hume, Maxwell and Northup—5.

So the bill passed, and there being no objection, the title of the bill stood for the title of the Act.

House bill No. 53 was read the third time.

"Shall the bill pass?"

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Apperson, Armstrong, Bean, Belknap, Blundell, Bow-

ditch, Condon, Crook, Crosno, Derby, Earhart, Fell, Fisher of Polk, Fisher of Multnomah, Gambee, Geer, Gilbert, Gilham, Goodnough, Hahn, Harrington, Haskell, Howard, Hunter, Jennings, Kirk, Labrie, Ladd, Laughlin, Layman, Maxwell, McCoy, Miller of Jackson, Moore, Moss, Myers, Napton, Paquet, Parker, Paulsen, Pope, Powell, Price, Ricker, Roe, Short, Stafford, Strowbridge, Thomas, Thompson, Weed, Williamson, Wilson, and Mr. Speaker—54.

Nays—Messrs. Miller of Linn, Morelock and Waldo—3.

Absent—Messrs. Hume, Northup and Roberts—3.

So the bill passed, and there being no objection, the title of the bill stood for the title of the Act.

The Chair submitted the following :

#### MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
SALEM, Oregon,  
February 8, 1889. }

*Mr. Speaker :*

I am directed by the President to inform you that the senate has passed senate bill No. 74, being a bill for an Act to appropriate moneys for the purchase of land and for the extension, development and annual maintenance of the State agricultural college.

And the same is herewith transmitted for the consideration of the house.

JOHN H. SHUPE,  
Chief Clerk.

Senate bill No. 74 was read the first time:

Mr. Apperson moved to suspend the rules and read senate bill No. 74 the second time by title now.

On this question the roll was called and the vote was :

Those voting aye were:

Messrs. Apperson, Armstrong, Bean, Belknap, Blundell, Bowditch, Condon, Crook, Crosno, Derby, Earhart, Fell, Fisher of Polk, Fisher of Multnomah, Gambee, Geer, Gilbert, Gilham, Goodnough, Hahn, Harrington, Haskell, Howard, Hunter, Jennings, Kirk, Labrie, Ladd, Laughlin, Layman, Maxwell, McCoy, Miller of Jackson, Miller of Linn, Moore, Morelock, Moss, Myers, Napton, Paquet, Parker, Paulsen, Pope, Powell, Price, Ricker, Roe, Short, Stafford, Strowbridge, Thomas, Thompson, Waldo, Weed, Williamson, Wilson, and Mr. Speaker—57.

Nays—None.

Absent—Messrs. Hume, Northup and Roberts—3.

So the rules were suspended and senate bill No. 74 was read the second time by title and, on motion of Mr. Paulsen, referred to the committee on agriculture.

Mr. Apperson amended so as to grant the committee leave to report at any time.

The amendment was adopted, and the motion as amended was also adopted.

House bill No. 41 was read the third time.

"Shall the bill pass?"

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Apperson, Armstrong, Bean, Belknap, Blundell, Bowditch, Condon, Derby, Earhart, Fisher of Polk, Fisher of Multnomah, Gambee, Geer, Gilbert, Gilham, Goodnough, Hahn, Harrington, Haskell, Howard, Jennings, Kirk, Labrie, Ladd, Laughlin, Layman, Maxwell, McCoy, Miller of Jackson, Miller of Linn, Moore, Morelock, Moss, Myers, Napton, Paquet, Parker, Paulsen, Pope, Powell, Price, Ricker, Roberts, Roe, Short, Stafford, Strowbridge, Thomas, Thompson, Waldo, Weed, Williamson, Wilson, and Mr. Speaker—54.

Nays—None.

Absent—Messrs. Crook, Crosno, Fell, Hume, Hunter and Northup—6.

So the bill passed, and there being no objection, the title of the bill stood for the title of the Act.

Mr. Roberts was granted leave of absence until Monday.

Mr. Thompson moved that when the house adjourn it adjourns to meet at 2 o'clock Monday.

The motion prevailed.

The Speaker resumed the chair.

House bill No. 96 was read the third time.

"Shall the bill pass?"

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Apperson, Bean, Blundell, Bowditch, Condon, Crosno, Derby, Earhart, Fisher of Polk, Fisher of Multnomah, Gambee, Geer, Gilbert, Gilham, Goodnough, Hahn, Harrington, Haskell, Howard, Hunter, Jennings, Kirk, Labrie, Ladd, Laughlin, Maxwell, McCoy, Miller of Jackson, Miller of Linn, Moore, Morelock, Moss, Myers, Napton, Paquet, Parker, Paulsen, Pope, Powell, Price, Ricker, Short, Stafford, Strowbridge, Thomas, Thompson, Waldo, Weed, Williamson, and Mr. Speaker—50.

Nays—Mr. Wilson.



ditch, Condon, Crook, Crosno, Derby, Earhart, Fell, Fisher of Polk, Fisher of Multnomah, Gambee, Geer, Gilbert, Gilham, Goodnough, Hahn, Harrington, Haskell, Howard, Hunter, Jennings, Kirk, Labrie, Ladd, Laughlin, Layman, Maxwell, McCoy, Miller of Jackson, Moore, Moss, Myers, Napton, Paquet, Parker, Paulsen, Pope, Powell, Price, Ricker, Roe, Short, Stafford, Strowbridge, Thomas, Thompson, Weed, Williamson, Wilson, and Mr. Speaker—54.

Nays—Messrs. Miller of Linn, Morelock and Waldo—3.

Absent—Messrs. Hume, Northup and Roberts—3.

So the bill passed, and there being no objection, the title of the bill stood for the title of the Act.

The Chair submitted the following :

#### MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
SALEM, Oregon,  
February 8, 1889. }

*Mr. Speaker :*

I am directed by the President to inform you that the senate has passed senate bill No. 74, being a bill for an Act to appropriate moneys for the purchase of land and for the extension, development and annual maintenance of the State agricultural college.

And the same is herewith transmitted for the consideration of the house.

JOHN H. SHUPE,  
Chief Clerk.

Senate bill No. 74 was read the first time.

Mr. Apperson moved to suspend the rules and read senate bill No. 74 the second time by title now.

On this question the roll was called and the vote was :

Those voting aye were :

Messrs. Apperson, Armstrong, Bean, Belknap, Blundell, Bowditch, Condon, Crook, Crosno, Derby, Earhart, Fell, Fisher of Polk, Fisher of Multnomah, Gambee, Geer, Gilbert, Gilham, Goodnough, Hahn, Harrington, Haskell, Howard, Hunter, Jennings, Kirk, Labrie, Ladd, Laughlin, Layman, Maxwell, McCoy, Miller of Jackson, Miller of Linn, Moore, Morelock, Moss, Myers, Napton, Paquet, Parker, Paulsen, Pope, Powell, Price, Ricker, Roe, Short, Stafford, Strowbridge, Thomas, Thompson, Waldo, Weed, Williamson, Wilson, and Mr. Speaker—57.

Nays—None.

Absent—Messrs. Hume, Northup and Roberts—3.

So the rules were suspended and senate bill No. 74 was read the second time by title and, on motion of Mr. Paulsen, referred to the committee on agriculture.

Mr. Apperson amended so as to grant the committee leave to report at any time.

The amendment was adopted, and the motion as amended was also adopted.

House bill No. 41 was read the third time.

"Shall the bill pass?"

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Apperson, Armstrong, Bean, Belknap, Blundell, Bowditch, Condon, Derby, Earhart, Fisher of Polk, Fisher of Multnomah, Gambee, Geer, Gilbert, Gilham, Goodnough, Hahn, Harrington, Haskell, Howard, Jennings, Kirk, Labrie, Ladd, Laughlin, Layman, Maxwell, McCoy, Miller of Jackson, Miller of Linn, Moore, Morelock, Moss, Myers, Napton, Paquet, Parker, Paulsen, Pope, Powell, Price, Ricker, Roberts, Roe, Short, Stafford, Strowbridge, Thomas, Thompson, Waldo, Weed, Williamson, Wilson, and Mr. Speaker—54.

Nays—None.

Absent—Messrs. Crook, Crosno, Fell, Hume, Hunter and Northup—6.

So the bill passed, and there being no objection, the title of the bill stood for the title of the Act.

Mr. Roberts was granted leave of absence until Monday.

Mr. Thompson moved that when the house adjourn it adjourns to meet at 2 o'clock Monday.

The motion prevailed.

The Speaker resumed the chair.

House bill No. 96 was read the third time.

"Shall the bill pass?"

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Apperson, Bean, Blundell, Bowditch, Condon, Crosno, Derby, Earhart, Fisher of Polk, Fisher of Multnomah, Gambee, Geer, Gilbert, Gilham, Goodnough, Hahn, Harrington, Haskell, Howard, Hunter, Jennings, Kirk, Labrie, Ladd, Laughlin, Maxwell, McCoy, Miller of Jackson, Miller of Linn, Moore, Morelock, Moss, Myers, Napton, Paquet, Parker, Paulsen, Pope, Powell, Price, Ricker, Short, Stafford, Strowbridge, Thomas, Thompson, Waldo, Weed, Williamson, and Mr. Speaker—50.

Nays—Mr. Wilson.

Absent—Messrs. Armstrong, Belknap, Crook, Fell, Hume, Layman, Northup, Roberts and Roe—9.

So the bill passed, and there being no objection, the title of the bill stood as the title of the Act.

House bill No. 141 was read the third time.

“Shall the bill pass?”

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Apperson, Bean, Belknap, Blundell, Bowditch, Condon, Crosno, Derby, Earhart, Fisher of Polk, Gambee, Geer, Gilbert, Goodnough, Hahn, Harrington, Haskell, Howard, Jennings, Kirk, Labrie, Ladd, Laughlin, Layman, Maxwell, Miller of Jackson, Miller of Linn, Moore, Morelock, Moss, Napton, Paquet, Parker, Pope, Powell, Price, Ricker, Roe, Short, Stafford, Strowbridge, Thomas, Waldo, Weed, Williamson, Wilson, and Mr. Speaker—47.

Nays—Mr. Myers.

Absent—Messrs. Armstrong, Crook, Fell, Fisher of Multnomah, Gilham, Hume, Hunter, McCoy, Northup, Paulsen, Roberts and Thompson—12.

So the bill passed, and there being no objection, the title of the bill stood as the title of the Act.

The Speaker submitted the following:

#### MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
SALEM, Oregon,  
February 8, 1889. }

*Mr. Speaker:*

I am directed by the President to inform you that the senate has passed senate bill No. 23, being a bill for an Act for the relief of Union county.

And the same is herewith transmitted to you for the consideration of the house.

JOHN H. SHUPE,  
Chief Clerk.

#### MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
SALEM, Oregon,  
February 8, 1889. }

*Mr. Speaker:*

I am directed by the President to inform you that the senate has

passed senate bill No. 31, being a bill for an Act to provide against re-entry upon lands by persons who have been ejected, etc.

And the same is herewith transmitted for the consideration of the house.

JOHN H. SHUPE,  
Chief Clerk.

Senate bill No. 23 was read the first time and passed to second reading.

Senate bill No. 31 was read the first time and passed to second reading.

House bill No. 88 was read the third time and Mr. Napton asked leave to withdraw the same, which request was granted.

On motion of Mr. Derby, the house adjourned until 2 o'clock P. M. Monday.

MONDAY, FEBRUARY 11, 1889.

AFTERNOON SESSION.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
February 11, 1889. }

The house was called to order at 2 o'clock P. M., Mr. Speaker in the chair.

The roll was called, and all the members were present except Messrs. Roe, Short and Thomas.

On motion of Mr. Thompson, the reading of the journal was dispensed with.

On motion of Mr. Fisher of Polk, Hon. Robert Clow was invited to a seat within the bar.

The hour having arrived, the special order of business, the consideration of house bill No. 104, was taken up.

Mr. Condon moved to suspend the rules and consider the bill the second time now.

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Apperson, Armstrong, Bean, Belknap, Blundell, Condon, Crook, Crosno, Derby, Fell, Fisher of Polk, Fisher of Multnomah, Gambee, Geer, Gilbert, Gilham, Goodnough, Hahn, Harrington, Haskell, Howard, Hume, Hunter, Jennings, Kirk, Labrie, Ladd, Laughlin, Layman, Maxwell, McCoy, Miller of Jackson, Miller of

ditch, Condon, Crook, Crosno, Derby, Earhart, Fell, Fisher of Polk, Fisher of Multnomah, Gambree, Geer, Gilbert, Gilham, Goodnough, Hahn, Harrington, Haskell, Howard, Hunter, Jennings, Kirk, Labrie, Ladd, Laughlin, Layman, Maxwell, McCoy, Miller of Jackson, Moore, Moss, Myers, Napton, Paquet, Parker, Paulsen, Pope, Powell, Price, Ricker, Roe, Short, Stafford, Strowbridge, Thomas, Thompson, Weed, Williamson, Wilson, and Mr. Speaker—54.

Nays—Messrs. Miller of Linn, Morelock and Waldo—3.

Absent—Messrs. Hume, Northup and Roberts—3.

So the bill passed, and there being no objection, the title of the bill stood for the title of the Act.

The Chair submitted the following:

#### MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
SALEM, Oregon,  
February 8, 1889. }

*Mr. Speaker:*

I am directed by the President to inform you that the senate has passed senate bill No. 74, being a bill for an Act to appropriate moneys for the purchase of land and for the extension, development and annual maintenance of the State agricultural college.

And the same is herewith transmitted for the consideration of the house.

JOHN H. SHUPE,  
Chief Clerk.

Senate bill No. 74 was read the first time.

Mr. Apperson moved to suspend the rules and read senate bill No. 74 the second time by title now.

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Apperson, Armstrong, Bean, Belknap, Blundell, Bowditch, Condon, Crook, Crosno, Derby, Earhart, Fell, Fisher of Polk, Fisher of Multnomah, Gambree, Geer, Gilbert, Gilham, Goodnough, Hahn, Harrington, Haskell, Howard, Hunter, Jennings, Kirk, Labrie, Ladd, Laughlin, Layman, Maxwell, McCoy, Miller of Jackson, Miller of Linn, Moore, Morelock, Moss, Myers, Napton, Paquet, Parker, Paulsen, Pope, Powell, Price, Ricker, Roe, Short, Stafford, Strowbridge, Thomas, Thompson, Waldo, Weed, Williamson, Wilson, and Mr. Speaker—57.

Nays—None.

Absent—Messrs. Hume, Northup and Roberts—3.

So the rules were suspended and senate bill No. 74 was read the second time by title and, on motion of Mr. Paulsen, referred to the committee on agriculture.

Mr. Apperson amended so as to grant the committee leave to report at any time.

The amendment was adopted, and the motion as amended was also adopted.

House bill No. 41 was read the third time.

"Shall the bill pass?"

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Apperson, Armstrong, Bean, Belknap, Blundell, Bowditch, Condon, Derby, Earhart, Fisher of Polk, Fisher of Multnomah, Gambee, Geer, Gilbert, Gilham, Goodnough, Hahn, Harrington, Haskell, Howard, Jennings, Kirk, Labrie, Ladd, Laughlin, Layman, Maxwell, McCoy, Miller of Jackson, Miller of Linn, Moore, Morelock, Moss, Myers, Napton, Paquet, Parker, Paulsen, Pope, Powell, Price, Ricker, Roberts, Roe, Short, Stafford, Strowbridge, Thomas, Thompson, Waldo, Weed, Williamson, Wilson, and Mr. Speaker—54.

Nays—None.

Absent—Messrs. Crook, Crosno, Fell, Hume, Hunter and Northup—6.

So the bill passed, and there being no objection, the title of the bill stood for the title of the Act.

Mr. Roberts was granted leave of absence until Monday.

Mr. Thompson moved that when the house adjourn it adjourns to meet at 2 o'clock Monday.

The motion prevailed.

The Speaker resumed the chair.

House bill No. 96 was read the third time.

"Shall the bill pass?"

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Apperson, Bean, Blundell, Bowditch, Condon, Crosno, Derby, Earhart, Fisher of Polk, Fisher of Multnomah, Gambee, Geer, Gilbert, Gilham, Goodnough, Hahn, Harrington, Haskell, Howard, Hunter, Jennings, Kirk, Labrie, Ladd, Laughlin, Maxwell, McCoy, Miller of Jackson, Miller of Linn, Moore, Morelock, Moss, Myers, Napton, Paquet, Parker, Paulsen, Pope, Powell, Price, Ricker, Short, Stafford, Strowbridge, Thomas, Thompson, Waldo, Weed, Williamson, and Mr. Speaker—50.

Nays—Mr. Wilson.

Absent—Messrs. Armstrong, Belknap, Crook, Fell, Hume, Layman, Northup, Roberts and Roe—9.

So the bill passed, and there being no objection, the title of the bill stood as the title of the Act.

House bill No. 141 was read the third time.

“Shall the bill pass?”

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Apperson, Bean, Belknap, Blundell, Bowditch, Condon, Crosno, Derby, Earhart, Fisher of Polk, Gambee, Geer, Gilbert, Goodnough, Hahn, Harrington, Haskell, Howard, Jennings, Kirk, Labrie, Ladd, Laughlin, Layman, Maxwell, Miller of Jackson, Miller of Linn, Moore, Morelock, Moss, Napton, Paquet, Parker, Pope, Powell, Price, Ricker, Roe, Short, Stafford, Strowbridge, Thomas, Waldo, Weed, Williamson, Wilson, and Mr. Speaker—47.

Nays—Mr. Myers.

Absent—Messrs. Armstrong, Crook, Fell, Fisher of Multnomah, Gilham, Hume, Hunter, McCoy, Northup, Paulsen, Roberts and Thompson—12.

So the bill passed, and there being no objection, the title of the bill stood as the title of the Act.

The Speaker submitted the following:

#### MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
SALEM, Oregon,  
February 8, 1889. }

*Mr. Speaker:*

I am directed by the President to inform you that the senate has passed senate bill No. 23, being a bill for an Act for the relief of Union county.

And the same is herewith transmitted to you for the consideration of the house.

JOHN H. SHUPE,  
Chief Clerk.

#### MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
SALEM, Oregon,  
February 8, 1889. }

*Mr. Speaker:*

I am directed by the President to inform you that the senate has

passed senate bill No. 31, being a bill for an Act to provide against re-entry upon lands by persons who have been ejected, etc.

And the same is herewith transmitted for the consideration of the house.

JOHN H. SHUPE,  
Chief Clerk.

Senate bill No. 23 was read the first time and passed to second reading.

Senate bill No. 31 was read the first time and passed to second reading.

House bill No. 88 was read the third time and Mr. Napton asked leave to withdraw the same, which request was granted.

On motion of Mr. Derby, the house adjourned until 2 o'clock P. M. Monday.

MONDAY, FEBRUARY 11, 1889.

AFTERNOON SESSION.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
February 11, 1889. }

The house was called to order at 2 o'clock P. M., Mr. Speaker in the chair.

The roll was called, and all the members were present except Messrs. Roe, Short and Thomas.

On motion of Mr. Thompson, the reading of the journal was dispensed with.

On motion of Mr. Fisher of Polk, Hon. Robert Clow was invited to a seat within the bar.

The hour having arrived, the special order of business, the consideration of house bill No. 104, was taken up.

Mr. Condon moved to suspend the rules and consider the bill the second time now.

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Apperson, Armstrong, Bean, Belknap, Blundell, Condon, Crook, Crosno, Derby, Fell, Fisher of Polk, Fisher of Multnomah, Gambee, Geer, Gilbert, Gilham, Goodnough, Hahn, Harrington, Haskell, Howard, Hume, Hunter, Jennings, Kirk, Labrie, Ladd, Laughlin, Layman, Maxwell, McCoy, Miller of Jackson, Miller of



Linn, Moore, Moss, Myers, Napton, Northup, Paquet, Parker, Paulsen, Pope, Powell, Price, Ricker, Roberts, Roe, Short, Stafford, Strowbridge, Thomas, Thompson, Waldo, Weed, Williamson, Wilson, and Mr. Speaker—57.

Nays—None.

Absent—Messrs. Bowditch, Earhart and Morelock—3.

So the rules were suspended and the bill was considered now.

House bill No. 104 was read the third time.

“Shall the bill pass?”

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Blundell, Condon, Crook, Crosno, Earhart, Fell, Fisher of Multnomah, Gilbert, Gilham, Goodnough, Hahn, Harrington, Haskell, Howard, Hume, Hunter, Jennings, Kirk, Labrie, Ladd, Laughlin, Maxwell, Moss, Napton, Northup, Price, Ricker, Roe, Stafford, Strowbridge, Thompson, and Mr. Speaker—32.

Nays—Messrs. Apperson, Armstrong, Belknap, Derby, Fisher of Polk, Geer, Layman, McCoy, Miller of Jackson, Miller of Linn, Moore, Myers, Paquet, Parker, Paulsen, Pope, Powell, Short, Thomas, Waldo, Weed, Williamson and Wilson—23.

Absent—Messrs. Bean, Bowditch, Gambee, Morelock and Roberts—5.

So the bill passed, and there being no objection, the title of the bill stood for the title of the Act.

The Speaker submitted the following:

#### MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
SALEM, Oregon,  
February 11, 1889. }

*Mr. Speaker:*

I am directed by the President to inform you that the senate has passed house bill No. 46, being a bill for an Act to provide for the construction of a wagon road from Chetco to Port Orford, and to appropriate money therefor.

And the same is herewith transmitted for enrollment.

JOHN H. SHUPE.  
Chief Clerk.

The Speaker submitted the following:

## MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
SALEM, Oregon,  
February 11, 1889. }

*Mr. Speaker:*

I am directed by the President to inform you that the senate has passed house bill No. 13, being a bill to appropriate money to aid Coos and Douglas counties to construct a wagon road on the Middle Fork of the Coquille river.

And the same is herewith transmitted for enrollment.

JOHN H. SHUPE,  
Chief Clerk.

The committee on engrossed bills submitted the following:

## REPORT.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon,  
February 11, 1889. }

*Mr. Speaker:*

Your committee on engrossed bills, to whom was referred house bills Nos. 175, 212, 55, house joint memorial No. 8, house bills Nos. 121, 139, 132 and 126, beg leave to report the same back to the house as correctly engrossed.

J. H. ROBERTS,  
Chairman.

House bill No. 89 was read the third time.

"Shall the bill pass?"

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Earhart, Gambee, Hahn, Myers, Napton, Paulsen, Roberts and Weed—8.

Nays—Messrs. Apperson, Armstrong, Bean, Blundell, Bowditch, Condon, Crosno, Derby, Fisher of Polk, Fisher of Multnomah, Gilbert, Goodnough, Harrington, Haskell, Howard, Hume, Hunter, Jennings, Labrie, Ladd, Laughlin, Layman, Maxwell, McCoy, Miller of Linn, Moore, Morelock, Paquet, Parker, Pope, Powell, Ricker, Roe, Stafford, Strowbridge, Thomas, Thompson, Waldo, Williamson, Wilson, and Mr. Speaker—41.

Absent—Messrs. Belknap, Crook, Fell, Geer, Gilham, Kirk, Miller of Jackson, Moss, Northup, Price and Short—11.

So the bill failed to pass.

House bill No. 138 was read the third time.

"Shall the bill pass?"

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Belknap, Crosno, Gambee, Haskell, Jennings, Labrie, Maxwell, Morelock, Moss, Myers, Napton, Paulsen, Price, Ricker, Roberts, Stafford and Mr. Speaker—17.

Nays—Messrs. Apperson, Armstrong, Bean, Blundell, Bowditch, Condon, Derby, Earhart, Fell, Fisher of Polk, Fisher of Multnomah, Geer, Gilbert, Goodnough, Hahn, Harrington, Howard, Hume, Hunter, Kirk, Ladd, Laughlin, Layman, McCoy, Miller of Jackson, Miller of Linn, Moore, Northup, Paquet, Parker, Pope, Powell, Roe, Short, Strowbridge, Thompson, Waldo, Weed, Williamson and Wilson—40.

Absent—Messrs. Crook, Gilham and Thomas—3.

So the bill failed to pass.

The hour having arrived for the special order, the house proceeded to reconsider vetoed senate bill No. 17.

The bill was read, and likewise the following objections of the Governor:

#### VETO MESSAGE.

STATE OF OREGON,	}
EXECUTIVE DEPARTMENT,	
SALEM, February 6, 1889.	

*To the Honorable, the Senate of the State of Oregon:*

I herewith return senate bill No. 17 with my dissent.

This is a bill amendatory of an Act approved November 25, 1885, which Act provided for the issuance by the water commissioners of the city of Portland of a certain amount of bonds for the purpose of providing water works for the city, and which Act further provided that "all bonds issued and disposed of under this Act shall be exempt from taxation either by the State or any county or municipal corporation therein." Senate bill No. 17 provides for the issuance by the water committee of \$1,500,000 more of bonds, "which bonds shall in all particulars, except as in this Act otherwise specially provided, conform to and have the same effect as those authorized by said Act of 1885, and shall be entitled to the same privileges and exemption." This bill therefore provides that the water committee of the city of Portland may issue \$1,500,000 of water bonds, which bonds "shall be exempt from taxation either by the State or any county or municipal corporation therein."

Section 1, article IX, of the constitution of the State of Oregon, provides as follows: "The legislative assembly shall provide by law for uniform and equal rate of assessment and taxation; and shall prescribe such regulations as shall secure a just valuation for taxation of all property, both real and personal, excepting such only for municipal, educational, literary, scientific, religious and charitable purposes as may be specially exempted by law." Under the provision of this section of our State constitution the legislative assembly can exempt municipal property from taxation, but there is no provision by which it can both exempt such property and the money or bonds with which it has been purchased.

That instrument provides for the exemption of municipal property from being taxed, but it does not anywhere provide that twice the amount of that property shall be exempted.

These bonds after they have been paid out by the committee for the purchase of municipal property will pass, of course, into private hands, and become private property; and the legislature of Oregon, under our State constitution, can no more exempt these certain bonds, which may be owned by bankers in the city of Portland, from taxation, than it can exempt certain farms that are owned by farmers in Polk county from taxation.

They are private property and they can be exempt from taxation no more than can any and all other private property.

The section of the constitution before referred to provides "for uniform and equal rates of assessment and taxation." How can there be an equal rate of taxation when one person has \$10,000 in water bonds that pay no tax and his neighbor \$10,000 in real estate that is subject to full taxation, State, county and municipal?

The fact that these bonds, after they have passed into the hands of private parties, are in no sense of the word municipal property, but that they are private property, is so plain and self-evident as to need no argumentation whatever. And the further fact that, being private property, they cannot be exempt from taxation is as equally clear and conclusive.

The constitution of Oregon, as above quoted, enjoins upon the legislative assembly that "it shall prescribe such regulation as shall secure a just valuation for taxation of all property, both real and personal, excepting such only for municipal, educational, literary, scientific, religious and charitable purposes as may be specially exempted by law," and yet it is now proposed by the legislative assembly in this bill, in defiance of the above provision, that no valuation for taxation of a certain species of personal property shall be made, but that such property shall be exempt even when it has passed into private hands and becomes private property to all intents

and purposes. The legislature could as well provide that 1,500,000 silver dollars paid out by the water committee for municipal property, and which have passed into private hands, should be exempt from taxation, as it could provide that that amount of bonds so paid out after having passed into private hands and after having become private property, could be exempt from taxation. One proposition is as reasonable as the other, and both are unconstitutional.

Some years ago the city of Portland was the possessor of a certain building and lot on Morrison street, which was used by the fire department. Subsequently the lot was sold at public outcry by the city, and was purchased by a private citizen and became private property. While it was the property of the city it was exempted by law from taxation, because it was municipal property and used for municipal purposes. Did this right of exemption from taxation adhere to that lot after it had ceased to be used for municipal purposes, and had become private property? No one will assert it. And in the case of these water bonds, can this right of exemption from taxation adhere to them after they have ceased to be municipal property and have become private property, any more than it could in the case of the real property above mentioned? No one can assert it.

If this bill should become a law, and this issue of \$1,500,000 of water bonds should be made, and if such bonds shall be judiciously expended by the committee, the city of Portland will have a pipe line from Bull Run to that city of the value of \$1,500,000. This, by law, will be exempted from taxation. By the operation of this bill, however, \$1,500,000 more, in the shape of these water bonds, which will have passed into the hands of private parties, will also be exempted from taxation. It must be again repeated that while our constitution exempts municipal property from taxation, it does not provide for the exemption of twice the amount of such property.

It is and should be the aim of every free and just government to accord to its people "equal and exact justice to all, special privileges to none." Our constitution declares that "all taxation shall be equal and uniform," of all "property both real and personal," in the possession of any and all private citizens, and yet the complaint is borne to us from every quarter of the State that under our present system of assessment the wealthy classes of the community are securing for themselves, in defiance of law, an immunity from their share of the public burdens. And will this legislative assembly, instead of affording relief and protection against this great injustice, still further aggravate that crying abuse by creating, in defiance of the fundamental law of the land, by positive statutory enactment, a

species of property, which in private ownership will be granted the undue privilege over any other species of property of total exemption from taxation? Shall the cry of the people of this State for justice in this regard be answered alone by the infliction of a still greater injustice?

No private property under our State constitution can be exempted from taxation, and this bill, which proposes such exemption, is plainly unconstitutional.

I veto the bill.

SYLVESTER PENNOYER,  
Governor.

The Speaker stated the question to be, "Shall the bill pass, notwithstanding the objections and veto of the Governor?"

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Apperson, Bean, Condon, Crook, Crosno, Earhart, Fell, Fisher of Multnomah, Gilbert, Gilham, Goodnough, Hahn, Harrington, Haskell, Howard, Hume, Hunter, Kirk, Labrie, Ladd, Laughlin, Maxwell, McCoy, Northup, Paquet, Parker, Powell, Ricker, Roberts, Roe, Stowbridge, Thomas, Thompson, Weed, Williamson, Wilson, and Mr. Speaker—37.

Nays—Messrs. Armstrong, Blundell, Bowditch, Derby, Fisher of Polk, Gambee, Geer, Jennings, Layman, Miller of Jackson, Miller of Linn, Moore, Morelock, Moss, Myers, Napton, Paulsen, Pope, Price, Short, Stafford and Waldo—22.

Absent—Mr. Belknap.

So the bill failed to pass, and the objections and veto of the Governor were sustained.

On motion of Mr. Thompson, the house adjourned.

TUESDAY, FEBRUARY 12, 1889.

MORNING SESSION.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
February 12, 1889. }

House called to order at 10 o'clock A. M., Mr. Speaker in the chair.

The roll was called, and Messrs. Earhart, Goodnough, Haskell, Ladd, Morelock, Paquet and Thomas were absent.

On motion of Mr. Hume, the reading of the journal was dispensed with.

The committee on enrolled bills submitted the following:

REPORT.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
February 12, 1889. }

*Mr. Speaker :*

Your committee on enrolled bills respectfully report house bills Nos. 13 and 46 as correctly enrolled.

SEYMOUR W. CONDON,  
Chairman.

By unanimous consent, Mr. Thompson submitted the following from the committee on commerce:

REPORT.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
February 12, 1889. }

*Mr. Speaker :*

Your committee on commerce, to whom was referred house bill No. 37, by Mr. Northup, relating to pilotage and towage, beg leave to report that they have had the same under consideration, and would respectfully report it back to the house without recommendation.

D. P. THOMPSON,  
Chairman.

The Speaker announced he was about to sign house bills Nos. 13 and 46, and soon thereafter that he had signed them.

Mr. Thompson moved to suspend the rules and consider house bill No. 37 engrossed and place the bill on its final passage now.

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Apperson, Armstrong, Bean, Belknap, Blundell, Bowditch, Condon, Crook, Crosno, Derby, Fell, Fisher of Polk, Fisher of Multnomah, Gambee, Geer, Gilbert, Gilham, Goodnough, Hahn, Harrington, Haskell, Howard, Hume, Hunter, Kirk, Labrie, Laugh-

lin, Layman, Maxwell, McCoy, Miller of Jackson, Miller of Linn, Moore, Moss, Myers, Napton, Northup, Paulsen, Pope, Powell, Price, Ricker, Roberts, Roe, Short, Stafford, Strowbridge, Thompson, Weed, Williamson, Wilson, and Mr. Speaker—52.

Nays—Mr. Parker.

Absent—Messrs. Earhart, Jennings, Ladd, Morelock, Paquet, Thomas and Waldo—7.

So the rules were suspended and the bill was considered engrossed and placed on its final passage.

House bill No. 37 was read the third time.

“Shall the bill pass?”

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Apperson, Armstrong, Bean, Blundell, Bowditch, Crook, Crosno, Derby, Fell, Fisher of Polk, Fisher of Multnomah, Gambee, Geer, Gilbert, Gilham, Goodnough, Harrington, Haskell, Howard, Hume, Hunter, Jennings, Kirk, Labrie, Ladd, Laughlin, Layman, Maxwell, McCoy, Miller of Jackson, Miller of Linn, Moore, Morelock, Moss, Myers, Napton, Northup, Paquet, Paulsen, Pope, Powell, Price, Ricker, Roberts, Roe, Stafford, Strowbridge, Thomas, Thompson, Waldo, Wilson, and Mr. Speaker—52.

Nays—Messrs. Belknap, Condon, Hahn, Parker, Short and Weed—6.

Absent—Messrs. Earhart and Williamson—2.

So the bill passed, and there being no objection, the title of the bill stood for the title of the Act.

The hour of 12 o'clock having arrived, the house adjourned according to rule.

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#### AFTERNOON SESSION.

The house was called to order at 2 o'clock P. M., Mr. Speaker in the chair.

The roll was called and Messrs. Earhart, Fell, Haskell, Labrie, Parker, Thomas and Wilson were absent.

Mr. Earhart was excused for the day.

Mr. Blundell moved that when this house adjourns it adjourn to meet at 7:30 o'clock P. M. this evening, for the consideration of corporation bills.

Carried.

The Speaker submitted the following:



## MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
SALEM, Oregon,  
February 11, 1889. }

*Mr. Speaker :*

I am directed by the President to inform you that the senate has passed senate bill No. 199, being a bill for an Act to amend section 2609, title IV, chapter XVI, of the miscellaneous laws of Oregon.

And the same is herewith transmitted for the consideration of the house.

JOHN H. SHUPE,  
Chief Clerk.

Senate bill No. 199 was read the first time.

Mr. Blundell moved that the rules be suspended and senate bill No. 199 be read the second time by title now.

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Apperson, Armstrong, Bean, Belknap, Blundell, Condon, Crook, Crosno, Derby, Fell, Fisher of Polk, Fisher of Multnomah, Gambee, Gilbert, Gilham, Goodnough, Hahn, Harrington, Howard, Hume, Hunter, Jennings, Kirk, Labrie, Ladd, Laughlin, Layman, Maxwell, McCoy, Miller of Jackson, Miller of Linn, Moore, Morelock, Moss, Napton, Parker, Paulsen, Pope, Powell, Price, Ricker, Roberts, Roe, Short, Stafford, Strowbridge, Thomas, Thompson, Waldo, Weed, Williamson, and Mr. Speaker—52.

Nays—None.

Absent—Messrs. Bowditch, Earhart, Geer, Haskell, Myers, Northup, Paquet and Wilson—8.

So the rules were suspended, and senate bill No. 199 was read the second time by title and, on motion of Mr. Blundell, referred to the committee on education, with leave to report at any time.

The committee on engrossed bills submitted the following:

## REPORT.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
February 12, 1889. }

*Mr. Speaker :*

Your committee on engrossed bills, to whom was referred senate bill No. 179, beg leave to report the same back to the house as correctly engrossed.

J. H. ROBERTS,  
Chairman.

The Speaker submitted the following:

MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
SALEM, Oregon,  
February 11, 1889. }

*Mr. Speaker:*

I am directed by the President to inform you that the senate has passed senate bill No. 197, being a bill to authorize the county court of Lane to issue bonds to construct a court house and jail.

And the same is herewith transmitted for the consideration of the house.

JOHN H. SHUPE,  
Chief Clerk.

Senate bill No. 197 was read the first time.

Mr. Condon moved to suspend the rules and read senate bill No. 197 the second time by title now.

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Apperson, Armstrong, Bean, Belknap, Blundell, Condon, Crook, Crosno, Derby, Fell, Fisher of Polk, Fisher of Multnomah, Gambee, Gilbert, Gilham, Goodnough, Hahn, Harrington, Howard, Hume, Hunter, Jennings, Kirk, Labrie, Ladd, Laughlin, Layman, Maxwell, McCoy, Miller of Jackson, Miller of Linn, Moore, Morelock, Moss, Northup, Paquet, Parker, Powell, Price, Ricker, Roberts, Roe, Short, Stafford, Strowbridge, Thomas, Thompson, Waldo, Weed, Williamson, and Mr. Speaker—51.

Nays—Messrs. Napton and Pope—2.

Absent—Messrs. Bowditch, Earhart, Geer, Haskell, Myers, Paulsen and Wilson—7.

So the rules were suspended and senate bill No. 197 was read the second time by title and passed to third reading.

The Speaker submitted the following:

MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
SALEM, Oregon,  
February 11, 1889. }

*Mr. Speaker:*

I am directed by the President to inform you that the senate has passed house bill No. 91, being a bill for an Act to construct a

wagon road in Tillamook county, and to appropriate money therefor.

And the same is herewith transmitted to you for enrollment.

JOHN H. SHUPE,  
Chief Clerk.

MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
SALEM, Oregon,  
February 11, 1889. }

*Mr. Speaker:*

I am directed by the President to inform you that the senate has passed house bill No. 93, being a bill for an Act to provide for the improvement of a wagon road from the town of Heppner, in Morrow county, to the town of Monument, in Grant county.

And the same is herewith transmitted to you for enrollment.

JOHN H. SHUPE,  
Chief Clerk.

MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
SALEM, Oregon,  
February 12, 1889. }

*Mr. Speaker:*

I am directed by the President to inform you that the senate has passed senate bill No. 79, being a bill for an Act to appoint the time and place of holding supreme court terms, etc.

And the same is herewith transmitted for the consideration of the house.

JOHN H. SHUPE,  
Chief Clerk.

Mr. Layman moved to suspend the rules and read senate bill No. 79 the first time by title only.

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Apperson, Armstrong, Bean, Belknap, Condon, Crook, Crosno, Derby, Fell, Fisher of Polk, Fisher of Multnomah, Gambee, Gilbert, Gilham, Goodnough, Hahn, Harrington, Haskell, Howard, Hume, Hunter, Jennings, Kirk, Labrie, Ladd, Laughlin, Layman, Maxwell, McCoy, Miller of Jackson, Miller of Linn, Moore, Morelock, Moss, Myers, Napton, Northup, Paquet, Parker, Pope, Powell, Price, Ricker, Roberts, Short, Stafford, Strowbridge, Thomas, Thompson, Waldo, Weed, Williamson, and Mr. Speaker—53.

Nays—None.

Absent—Messrs. Blundell, Bowditch, Earhart, Geer, Paulsen, Roe and Wilson—7.

So the rules were suspended and senate bill No. 79 was read the first time by title.

Mr. Bean moved to further suspend the rules and read senate bill No. 79 the second time by title now.

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Armstrong, Bean, Belknap, Blundell, Bowditch, Condon, Crook, Crosno, Derby, Fell, Fisher of Polk, Fisher of Multnomah, Gambee, Gilham, Goodnough, Hahn, Harrington, Haskell, Howard, Hunter, Jennings, Kirk, Labrie, Ladd, Laughlin, Layman, Maxwell, McCoy, Miller of Jackson, Miller of Linn, Moore, Morelock, Moss, Myers, Napton, Northup, Paquet, Parker, Pope, Powell, Price, Ricker, Roberts, Roe, Short, Stafford, Strowbridge, Thomas, Thompson, Waldo, Weed, Williamson, and Mr. Speaker—53.

Nays—None.

Absent—Messrs. Apperson, Earhart, Geer, Gilbert, Hume, Paulsen and Wilson—7.

So the rules were suspended and senate bill No. 79 was read the second time by title.

Mr. Bowditch moved it be referred to committee on judiciary, with leave to report at any time.

Mr. Bean moved to amend by passing to third reading.

Carried.

The Speaker submitted the following:

#### MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
SALEM, Oregon,  
February 11, 1889. }

*Mr. Speaker:*

I am directed by the President to inform you that the senate has passed senate bill No. 75, being a bill for an Act to amend chapter LXXIII of the general laws of Oregon, as compiled by W. Lair Hill.

And the same is herewith transmitted for the consideration of the house.

JOHN H. SHUPE,  
Chief Clerk.

Senate bill No. 75 was read the first time.

Mr. Thompson moved to suspend the rules and read senate bill No. 75 the second time by title now.

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Armstrong, Bean, Belknap, Blundell, Bowditch, Condon, Crook, Crosno, Derby, Fisher of Polk, Fisher of Multnomah, Gambee, Geer, Gilbert, Gilham, Goodnough, Hahn, Harrington, Haskell, Howard, Hume, Hunter, Jennings, Kirk, Labrie, Ladd, Laughlin, Layman, Maxwell, McCoy, Miller of Jackson, Miller of Linn, Moore, Morelock, Moss, Myers, Napton, Northup, Paquet, Parker, Pope, Powell, Price, Ricker, Roberts, Roe, Short, Stafford, Strowbridge, Thomas, Thompson, Waldo, Weed, Williamson, and Mr. Speaker—55.

Nays—None.

Absent—Messrs. Apperson, Earhart, Fell, Paulsen and Wilson—5.

So the rules were suspended and senate bill No. 75 was read the second time by title.

Mr. Thompson moved to further suspend the rules and read senate bill No. 75 the third time now and place it upon its final passage.

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Armstrong, Bean, Belknap, Blundell, Bowditch, Condon, Crook, Crosno, Derby, Fisher of Polk, Fisher of Multnomah, Geer, Gilbert, Gilham, Goodnough, Hahn, Haskell, Howard, Hunter, Jennings, Kirk, Labrie, Ladd, Laughlin, Maxwell, McCoy, Moore, Myers, Northup, Pope, Powell, Price, Ricker, Roberts, Roe, Strowbridge, Thomas, Thompson, Weed, Williamson, and Mr. Speaker—40.

Nays—Messrs. Gambee, Harrington, Layman, Miller of Jackson, Miller of Linn, Morelock, Moss, Napton, Paquet, Parker, Paulsen, Pope, Short, Stafford and Waldo—15.

Absent—Messrs. Apperson, Earhart, Fell, Hume, and Wilson—5.

So the rules were suspended, and senate bill No. 75 was placed upon its final passage.

Senate bill No. 75 was read the third time.

“Shall the bill pass?”

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Apperson, Armstrong, Bean, Belknap, Blundell, Bowditch, Condon, Crook, Crosno, Derby, Fell, Fisher of Polk, Fisher of Multnomah, Geer, Gilbert, Gilham, Goodnough, Haskell, Howard, Hume, Hunter, Jennings, Kirk, Labrie, Ladd, Laughlin, Maxwell, Miller of Jackson, Moore, Northup, Paulsen, Powell, Price, Roberts, Roe, Strowbridge, Thomas, Thompson, Weed, Williamson, and Mr. Speaker—41.

Nays—Messrs. Gambee, Hahn, Layman, McCoy, Miller of Linn, Morelock, Moss, Myers, Napton, Paquet, Parker, Pope, Short, Stafford and Waldo—15.

Absent—Messrs. Earhart, Harrington, Ricker and Wilson—4.

So the bill passed.

The Speaker submitted the following :

MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
SALEM, Oregon,  
February 12, 1889. }

*Mr. Speaker :*

I am directed by the President to inform you that the senate has adopted senate concurrent resolution No. 9, providing for the appointment of a joint committee, two on the part of the senate and three on the part of the house, to examine into the management of the "Oregon Children's Aid Society."

And the same is herewith transmitted for the consideration of the house.

JOHN H. SHUPE,  
Chief Clerk.

Mr. Paulsen moved to concur.

Mr. Thompson moved to amend so as to include the Children's Home in Portland.

The amendment was amended, and the resolution as amended was concurred in.

MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
SALEM, Oregon,  
February 7, 1889. }

*Mr. Speaker :*

I am directed by the President to inform you that the senate has passed senate bill No. 19, being a bill for an Act to amend section 1, title I, of the miscellaneous laws of Oregon.

And the same is herewith transmitted for the consideration of the house.

JOHN H. SHUPE,  
Chief Clerk.

Mr. Blundell moved to suspend the rules and read senate bill No. 19 the first time by title only.

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Apperson, Armstrong, Bean, Belknap, Blundell, Bowditch, Condon, Derby, Fell, Fisher of Polk, Fisher of Multnomah, Gambee, Geer, Gilbert, Gilham, Goodnough, Hahn, Harrington, Haskell, Hume, Hunter, Jennings, Kirk, Labrie, Ladd, Laughlin, Layman, Maxwell, McCoy, Miller of Jackson, Miller of Linn, Moore, Morelock, Moss, Napton, Northup, Paquet, Parker, Paulsen, Pope, Powell, Price, Ricker, Roberts, Roe, Short, Stafford, Strowbridge, Thomas, Thompson, Waldo, Weed, Williamson, and Mr. Speaker—54.

Nays—Mr. Myers.

Absent—Messrs. Crook, Crosno, Earhart, Howard and Wilson—5.

So the rules were suspended and senate bill No. 19 was read the first time by title and passed to second reading.

The Speaker submitted the following:

#### MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
SALEM, Oregon,  
February 12, 1889. }

*Mr. Speaker:*

I am directed by the President to inform you that the senate has passed senate bill No. 32, being a bill for an Act for the appointment of regents for the State normal school at Monmouth, and to prescribe their duties.

And the same is herewith transmitted for the consideration of the house.

JOHN H. SHUPE,  
Chief Clerk.

Mr. Geer moved to suspend the rules and read senate bill No. 32 the first time by title only.

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Apperson, Armstrong, Bean, Belknap, Blundell, Condon, Crook, Derby, Fell, Fisher of Polk, Fisher of Multnomah, Gambee, Geer, Gilbert, Gilham, Goodnough, Hahn, Harrington, Haskell, Howard, Hume, Hunter, Jennings, Kirk, Labrie, Ladd, Laughlin, Layman, Maxwell, McCoy, Miller of Jackson, Miller of Linn, Moore, Morelock, Moss, Myers, Northup, Paquet, Parker, Paulsen, Pope, Powell, Ricker, Roberts, Roe, Short, Stafford, Strowbridge, Thomas, Thompson, Waldo, Weed, Williamson, and Mr. Speaker—54.

Nays—None.

Absent—Messrs. Bowditch, Crosno, Earhart, Napton, Price and Wilson—6.

So the rules were suspended and senate bill No. 32 was read the first time by title only.

Mr. Thompson moved the rules be further suspended and read senate bill No. 32 the second time by title now.

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Apperson, Armstrong, Bean, Belknap, Blundell, Condon, Crook, Derby, Fell, Fisher of Polk, Fisher of Multnomah, Gambée, Geer, Gilbert, Gilham, Goodnough, Hahn, Harrington, Haskell, Howard, Hunter, Jennings, Kirk, Labrie, Ladd, Laughlin, Layman, Maxwell, McCoy, Miller of Jackson, Miller of Linn, Moore, Moss, Myers, Northup, Paquet, Parker, Powell, Ricker, Roberts, Roe, Short, Stafford, Strowbridge, Thomas, Thompson, Waldo, Weed, Williamson, and Mr. Speaker—50.

Nays—Messrs. Hume, Morelock and Pope—3.

Absent—Messrs. Bowditch, Crosno, Earhart, Napton, Paulsen, Price and Wilson—7.

So the rules were suspended and the bill was read the second time by title and, on motion of Mr. Thompson, was referred to the committee on education, with leave to report at any time.

The Speaker submitted the following:

MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
SALEM, Oregon,  
February 12, 1889. }

*Mr. Speaker:*

I am directed by the President to inform you that the senate has passed senate bill No. 35, being a bill for an Act to authorize the Gardiner mill company to construct a boom on the Umpqua river, in Douglas county, Oregon.

And the same is herewith transmitted to you for the consideration of the house.

JOHN H. SHUPE,  
Chief Clerk.

Mr. Blundell moved to suspend the rules and read senate bill No. 35 the first time by title only.

On this question the roll was called and the vote was:

Those voting aye were:



Messrs. Apperson, Armstrong, Bean, Belknap, Blundell, Condon, Crook, Derby, Fell, Fisher of Multnomah, Gambée, Geer, Gilbert, Gilham, Goodnough, Hahn, Harrington, Howard, Hume, Hunter, Jennings, Kirk, Labrie, Ladd, Laughlin, Layman, Maxwell, McCoy, Miller of Jackson, Miller of Linn, Moore, Morelock, Moss, Myers, Napton, Northup, Paquet, Parker, Paulsen, Pope, Powell, Price, Ricker, Roberts, Roe, Short, Stafford, Strowbridge, Thomas, Waldo, Weed, Williamson, and Mr. Speaker—53.

Nays—Mr. Fisher of Polk.

Absent—Messrs. Bowditch, Crosno, Earhart, Haskell, Thompson and Wilson—6.

So the rules were suspended and senate bill No. 35 was read the first time by title and passed to second reading.

The Speaker submitted the following :

#### MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
SALEM, Oregon,  
February 12, 1889. }

*Mr. Speaker :*

I am directed by the President to inform you that he has signed house bill No. 13 and also house bill No. 46.

And the same are herewith transmitted to you.

JOHN H. SHUPE,  
Chief Clerk.

Mr. Paulsen asked for and obtained leave to submit the following report from the committee on agriculture :

#### REPORT.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon,  
February 11, 1889. }

*Mr. Speaker :*

Your committee on roads and highways, to whom was referred senate bill No. 109, beg leave to report that they have had the same under consideration, and would respectfully report it back to the house without recommendation, but with the following statement of facts :

#### CLATSOP COUNTY.

The road proposed from Olney to Mist is over a county road already located, but filled with land slides and timber, and can be

traveled only by pack animals for a small portion of the way, and the remainder of the journey all provisions and supplies must be carried by the settlers on their backs. The road will probably cost about \$30,000, with the small appropriation of \$9,000 asked which expense will be met by the settlers and the county court of Clatsop county. The distance from Olney to Mist is about 30 miles.

#### COLUMBIA COUNTY.

From Mist to Vernonia the road is located and partially opened, but there must be four bridges built, besides much work on the road. The improvements to this portion of the road will probably cost about \$12,000 for the bridges alone, and about \$8,000 for the road, and the small amount of \$4,000 asked will be only a beginning of the work, and the settlers and county court of Columbia county will meet the payment of the balance necessary.

#### WASHINGTON COUNTY.

From Vernonia to Greenville the road is laid out and traversable, but is over the mountains, and the appropriation of \$2,000 asked will place that portion of the road in good order. The road in Columbia county from Mist to Vernonia is about 34 miles, and from Vernonia to Greenville, in Washington county, the distance is about 20 miles. On the whole distance from Greenville to Olney, the land is settled by a very worthy class of citizens, mostly Scandinavians and Germans. The land is fertile, and with the road opened, the Nehalem valley will become the home of many happy settlers.

THOMAS PAULSEN,

Chairman.

Mr. Maxwell moved to suspend the rules and place senate bill No. 109 on its final passage now.

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Bean, Belknap, Bowditch, Condon, Crook, Derby, Fell, Fisher of Polk, Fisher of Multnomah, Gambee, Gilham, Goodnough, Hahn, Harrington, Haskell, Howard, Hume, Hunter, Kirk, Labrie, Laughlin, Maxwell, McCoy, Miller of Jackson, Moore, Moss, Northup, Paquet, Parker, Paulsen, Pope, Powell, Ricker, Roberts, Roe, Strowbridge, Weed, Williamson, and Mr. Speaker—39.

Nays—Messrs. Apperson, Armstrong, Geer, Gilbert, Jennings, Ladd, Layman, Miller of Linn, Morelock, Myers, Napton, Price, Short, Stafford, Thomas, Thompson, and Waldo—17.

Absent—Messrs. Blundell, Crosno, Earhart and Wilson—4.

So the rules were not suspended.

By unanimous consent, the committee on corporations submitted the following:

REPORT.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
February 7, 1889. }

*Mr. Speaker :*

Your committee on corporations, to whom was referred house bill No. 180, beg leave to report that they have had the same under consideration and would respectfully report it back to the house with the recommendation that it do pass, with the following amendment:

AMENDMENT.

Strike out all after the word "made" in line 9, of section 6, of printed bill, down to and including the word "same" in line 12 thereof.

R. R. LAUGHLIN,  
Chairman.

On motion of Mr. Laughlin, the report and amendment were adopted.

REPORT.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
February 9, 1889. }

*Mr. Speaker :*

Your committee on corporations, to whom was referred house bill No. 5, beg leave to report that they have had the same under consideration, and would respectfully report it back to the house with the recommendation that it do pass.

R. R. LAUGHLIN,  
Chairman.

On motion of Mr. Bowditch, house bill No. 5 was referred to committee on engrossment, with leave to report at any time.

REPORT.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
February 6, 1889. }

*Mr. Speaker :*

Your committee on corporations, to whom was referred house

bill No. 85, beg leave to report that they have had the same under consideration, and would respectfully report it back to the house with the recommendation that it do pass, with the following amendments:

FIRST AMENDMENT.

Amend article IV, section 2, subdivision 2, and lines 4 and 5, in printed bill, by striking out the words "ten mills" and inserting the words "four mills per annum," and after the word "purposes" the words "within the corporate limits of said town; *provided*, that there shall not be any tax levied for general purposes until after July 1, 1890."

SECOND AMENDMENT.

Amend article IV, section 2, subdivision 5, in line 20 in printed bill, by inserting after the word "time" the words "*provided*, that no indebtedness shall be created until after the first day of July, 1890."

THIRD AMENDMENT.

Amend article IV, section 2, subdivision 8, in line 33, in printed bill, by striking out the words "tax, restrain, suppress and prohibit" and insert after the word "license" the word "and."

FOURTH AMENDMENT.

In line 35, in printed bill, after the word "spirituous" and before the word "or" insert the words "vinous, malt."

FIFTH AMENDMENT.

In line 37, in printed bill, after the word "galleries" insert the words "and prohibit."

SIXTH AMENDMENT.

In line 38, in printed bill, after the word "same" add the words: "*provided*, that no license shall be issued for the sale of spirituous, vinous or malt liquors for a sum less than the amount prescribed by the general laws of the State for the license of the sale of spirituous, vinous or malt liquors in force at the time thereof."

SEVENTH AMENDMENT.

Strike out all of lines 77, 78 and 79, in printed bill, and insert

the words: "corporate limits owned by and now set apart to Mrs. S. A. Deskins, without her written consent; *provided, however,* that said consent shall not be required after she parts with the title to said land."

R. R. LAUGHLIN,  
Chairman.

On motion of Mr. Layman, the report was adopted.

#### REPORT.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
February 9, 1889. }

*Mr. Speaker :*

Your committee on corporations, to whom was referred house bill No. 71, beg leave to report that they have had the same under consideration, and would respectfully report it back to the house with the recommendation that it do pass, with the following amendment:

#### AMENDMENT.

Add to the end of subdivision 8, of section 2, of article IV, the following words: "*provided,* that no license for the sale of spirituous, vinous or malt liquors shall be issued for a sum less than the amount prescribed by the general laws of the State for the license of the sale of spirituous, vinous or malt liquors in force at the time of the issuance of such license.

R. R. LAUGHLIN,  
Chairman.

On motion of Mr. Laughlin, the report was adopted, and on motion of Mr. Bowditch, was referred to committee on engrossment with leave to report at any time.

By unanimous consent, the special committee consisting of the Multnomah delegation submitted the following:

#### REPORT.

HOUSE OF REPRESENTATIVES, }  
MULTNOMAH DELEGATION, }  
SALEM, February 12, 1889. }

*Mr. Speaker :*

Your special committee, the Multnomah delegation, to whom was referred house bill No. 194, introduced by Mr. Fisher, beg leave

to report that they have had the same under consideration, and would report it back with the recommendation that it do pass.

J. A. STROWBRIDGE,  
Chairman.

On motion of Mr. Fisher, the bill was considered engrossed and passed to third reading at this evening's session.

The committee on corporations submitted the following:

REPORT.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
February 7, 1889. }

*Mr. Speaker:*

Your committee on corporations, to whom was referred house bill No. 223, beg leave to report that they have had the same under consideration, and would respectfully report it back to the house with the recommendation that it do pass, with the following amendment:

AMENDMENT.

Strike out in line 4 of subdivision 8 of section 2 of article IV, in written bill, the words "bar-rooms, groceries, tippling houses," and insert after the word "galleries" in line 7 of said subdivision 8 of article IV, of said written bill, the following words: "and to license, tax, regulate and restrain bar-rooms, groceries and tippling houses, and the sale of spirituous, vinous and malt liquors."

R. R. LAUGHLIN.  
Chairman.

On motion of Mr. Laughlin, the report and amendment were adopted.

REPORT.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
February 6, 1889. }

*Mr. Speaker:*

Your committee on corporations, to whom was referred house bill No. 135, beg leave to report that they have had the same under consideration, and would respectfully report it back to the house with the recommendation that it do pass, with the following amendments:

## FIRST AMENDMENT.

Amend section 2 of article I by striking out all after "to-wit" and insert the boundaries herein set forth: Commencing at a point in the main channel of the Willamette river due east of C street, thence down the main channel of the Willamette river to a point due east of the southeast corner of the donation land claim of Alvin Thorpe, in said county, thence west to said southeast corner, thence north to the northeast corner of said claim, thence west on the north line of said claim to the northeast corner of A. Nelson's land, thence south on the east line of said Nelson's land to the center of the Independence slough, thence up the center of said slough, and the north branch thereof, to the east line of J. Cormac and wife's donation land claim, thence along said line to the county road leading from Independence to Monmouth, thence south fifty-eight rods, thence east to the place of beginning.

## SECOND AMENDMENT.

Amend chapter V, section 33, subdivision 8, by adding after the word "wines" the words "*provided*, that no license for the sale of spirituous, vinous or malt liquors shall be issued for a sum less than the amount prescribed by the general laws of the State for the license of the sale of spirituous, vinous or malt liquors in force at the time of the issuance of such license."

R. R. LAUGHLIN,  
Chairman.

On motion of Mr. Laughlin, the report was adopted, and the house concurred in the amendments as adopted.

On motion of Mr. Jennings, Judge R. S. Bean was invited to a seat within the bar.

By unanimous consent, the committee on military affairs submitted the following:

## REPORT.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
February 7, 1889. }

*Mr. Speaker:*

Your committee on military affairs, to whom was referred house bill No. 156, beg leave to report that they have had the same under consideration, and would respectfully report it back to the house with the recommendation that it do pass, with the following amendments:

## FIRST AMENDMENT.

Amend line number 27 of printed bill by striking out the words "one thousand" and inserting in lieu thereof the words "twelve hundred."

## SECOND AMENDMENT.

Amend line number 21 of printed bill by striking out the words "nine hundred" and inserting in lieu thereof the words "twelve hundred."

W. M. LADD,  
Chairman.

On motion of Mr. Ladd, the report and amendments were adopted.

## REPORT.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
February 12, 1889. }

*Mr. Speaker :*

Your committee on military affairs, to whom was referred house bill No. 215, beg leave to report that they have had the same under consideration, and would respectfully report it back to the house with the recommendation that it do pass.

W. M. LADD,  
Chairman.

The Speaker called Mr. Bowditch to the chair.

The committee on counties submitted the following report, by unanimous consent:

## REPORT.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
February 12, 1889. }

*Mr. Speaker :*

Your committee on counties, to whom was referred house bill No. 230, beg leave to report that they have had the same under consideration, and would respectfully report it back to the house with the recommendation that it do pass.

C. B. CROSNO,  
Chairman.



## REPORT.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
February 8, 1889. }

*Mr. Speaker :*

Your committee on counties, to whom was referred house bill No. 203, beg leave to report that they have had the same under consideration, and would respectfully report it back to the house with the recommendation that it do pass.

C. B. CROSNO,  
Chairman.

By unanimous consent the committee on claims submitted the following:

## REPORT.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
February 12, 1889. }

*Mr. Speaker :*

Your committee on claims, to whom was referred house bill No. 163, beg leave to report that they have had the same under consideration, and would respectfully report it back to the house with the recommendation that it do pass.

W. B. GILBERT,  
Chairman.

## REPORT.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
February 12, 1889. }

*Mr. Speaker :*

Your committee on claims, to whom was referred house bill No. 205, beg leave to report that they have had the same under consideration, and would respectfully report it back to the house with the recommendation that it do pass.

W. B. GILBERT,  
Chairman.

## REPORT.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
February 12, 1889. }

*Mr. Speaker:*

Your committee on claims, to whom was referred house bill No. 204, beg leave to report that they have had the same under consideration, and would respectfully report it back to the house with the recommendation that it do pass.

W. B. GILBERT,  
Chairman.

Mr. Howard moved to suspend the rules and read house bill No. 55 the third time now.

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Belknap, Condon, Crook, Crosno, Fell, Gilbert, Gilham, Haskell, Howard, Labrie, Ladd, Maxwell, McCoy, Miller of Linn, Morelock, Myers, Paquet, Parker, Ricker, Strowbridge, Thomas, Thompson, Weed, Williamson, and Mr. Speaker—25.

Nays—Messrs. Apperson, Armstrong, Bean, Blundell, Bowditch, Fisher of Polk, Fisher of Multnomah, Gambee, Geer, Goodnough, Hahn, Harrington, Hume, Hunter, Jennings, Kirk, Laughlin, Layman, Miller of Jackson, Moore, Moss, Northup, Paulsen, Pope, Powell, Short, Stafford, Waldo and Wilson—29.

Absent—Messrs. Derby, Earhart, Napton, Price, Roberts and Roe—6.

So the house refused to suspend the rules.

On motion of Mr. Gilbert, house bill No. 55 was made a special order for 7:30 o'clock this evening.

By unanimous consent, the committee on claims submitted the following:

## REPORT.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
February 12, 1889. }

*Mr. Speaker:*

Your committee on claims, to whom was referred house bill No. 221, beg leave to report that they have had the same under consideration, and would respectfully report it back to the house with the recommendation that the same be amended as follows:

## AMENDMENT.

That the words "fourteen hundred" be struck out wherever they occur, and that in lieu thereof the words "one thousand" be inserted.

W. B. GILBERT,  
Chairman.

On motion of Mr. Gilbert, the report and amendment were adopted.

By unanimous consent, the committee on commerce submitted the following:

## REPORT.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
February 7, 1889. }

*Mr. Speaker:*

Your committee on commerce, to whom was referred house bill No. 164, appropriating money to aid Benton county in constructing a wagon road from Alsea valley to tide water, beg leave to report that they have had the same under consideration, and would respectfully report it back to the house with the recommendation that it do pass.

D. P. THOMPSON,  
Chairman.

On motion of Mr. Belknap, the report was adopted.

The special committee consisting of the Multnomah delegation submitted the following:

## REPORT.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
February 12, 1889. }

*Mr. Speaker:*

Your committee, composed of members of the Multnomah delegation, to whom was referred house bill No. 199, beg leave to report that they have had the same under consideration, and would respectfully report it back to the house with the recommendation that it do pass, with the following amendment:

## AMENDMENT.

Strike out the words "one-half" in line 7 of section 95, and insert in lieu thereof the words "one-third."

D. P. THOMPSON,  
W. B. GILBERT,  
W. T. HUME,  
J. J. FISHER,  
W. M. LADD,  
H. H. NORTHUP,  
S. R. HARRINGTON,  
J. A. STROWBRIDGE,  
Chairman.

On motion of Mr. Hume, the report was adopted.

## REPORT.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
February 12, 1889. }

*Mr. Speaker :*

Your joint committee on assessment and taxation, to whom was referred house bills Nos. 8, 99 and 128, beg leave to report that they have had the same under consideration, and would respectfully report the following back to the house as a substitute to the above named bills, with the recommendation that it do pass :

S. B. EAKIN,  
Chairman Joint Committee.

The substitute was numbered 237 and, on motion of Mr. Wilson, was made a special order in the committee of the whole at 10:30 A. M. to-morrow.

The committee of the whole house submitted the following :

## REPORT.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
February 7, 1889. }

*Mr. Speaker :*

Your committee of the whole, to whom was referred house bill No. 49, beg leave to report that they have had the same under consideration, and would respectfully report it back to the house with the following recommendations :

That section 1 be amended by adding after the word Oregon, at the end of the fifth line of the printed bill, the following words, to-wit:

*Provided*, that the portage railroad at the Cascades of the Columbia river shall be first constructed.

That section 2 be amended by filling the first blank with the words "sixty thousand dollars," and the second blank with the words "six-tenths of a mill."

That section 3 be adopted as read.

That section 4 be adopted as read.

That section 5 be adopted as read.

That the committee arise and report back house bill No. 49 with the recommendation that the bill do not pass.

P. PAQUET,  
Chairman.

Mr. Paulsen moved to adopt.

Mr. Smith moved to amend by striking out the word "not" in the last line.

Mr. Paulsen accepted the amendment, and the report as amended was adopted.

Mr. Smith moved to suspend the rules and put house bill No. 49 on its final passage now.

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Apperson, Armstrong, Bean, Belknap, Bowditch, Condon, Crook, Crosno, Derby, Fisher of Polk, Fisher of Multnomah, Gambee, Geer, Gilbert, Goodnough, Hahn, Harrington, Haskell, Hume, Hunter, Jennings, Kirk, Ladd, Laughlin, Layman, Maxwell, McCoy, Miller of Jackson, Miller of Linn, Moore, Morelock, Moss, Myers, Napton, Northup, Parker, Powell, Price, Ricker, Roberts, Roe, Short, Stafford, Strowbridge, Thomas, Thompson, Waldo, Weed, Williamson, Wilson, and Mr. Speaker—51.

Nays—None.

Absent—Messrs. Blundell, Earhart, Fell, Gilham, Howard, Labrie, Paquet, Paulsen and Pope—9.

So the rules were suspended and the bill was put on its final passage.

House bill No. 49 was read the third time.

"Shall the bill pass?"

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Apperson, Armstrong, Bean, Belknap, Blundell, Bowditch, Condon, Crook, Crosno, Derby, Fell, Fisher of Polk, Fisher of Multnomah, Gambee, Geer, Gilbert, Goodnough, Hahn, Harrington,

Haskell, Howard, Hume, Hunter, Kirk, Ladd, Laughlin, Layman, Maxwell, McCoy, Miller of Jackson, Moore, Parker, Paulsen, Powell, Ricker, Roberts, Roe, Strowbridge, Thomas, Thompson, Weed, Williamson, Wilson, and Mr. Speaker—44.

Nays—Messrs. Jennings, Miller of Linn, Morelock, Moss, Myers, Napton, Pope, Price, Short, Stafford and Waldo—11.

Absent—Messrs. Earhart, Gilham, Labrie, Northup and Paquet—5.

So the bill passed and, on motion of Mr. Smith, the title was amended by inserting after the last word thereof the words "and to appropriate money therefor."

The Speaker submitted the following :

#### MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
SALEM, Oregon,  
February 12, 1889. }

*Mr. Speaker :*

I am directed by the President to inform you that the senate has concurred in the amendment of the house to senate concurrent resolution No. 9, to include therein the Children's Home of Portland.

JOHN H. SHUPE,  
Chief Clerk.

By unanimous consent, the committee on railways and transportation submitted the following :

#### REPORT.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
February 12, 1889. }

*Mr. Speaker :*

Your committee on railways and transportation, to whom was referred house bill No. 200, for an act to authorize the Astoria and South Coast Railway Company to construct a bridge across Young's bay and Skipanon creek, in the county of Clatsop, in the State of Oregon, beg leave to report that they have had the same under consideration, and would respectfully report it back to the house with the recommendation that it do pass, with the following amendments :

**FIRST AMENDMENT.**

Section 1, line 15, after the word "width" insert "and at such place."

**SECOND AMENDMENT.**

Section 1, line 16, after the word "bridge" insert "so."

**THIRD AMENDMENT.**

Section 1, line 18, strike out "seventy-five" and insert "one hundred."

**FOURTH AMENDMENT.**

Section 1, line 30, after the word "bridges" strike out "if," and after the word "vicinity" insert "if any."

**FIFTH AMENDMENT.**

Section 2, line 3, after the word "bridge" insert "s," making it read "bridges."

J. W. MAXWELL,  
Chairman.

On motion of Mr. Wilson, the report and amendments were adopted.

House bill No. 73 was read the third time.

"Shall the bill pass?"

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Bowditch, Hume, Moss, Myers, Napton, Northup, Parker, Short and Thompson—9.

Nays—Messrs. Apperson, Armstrong, Bean, Belknap, Blundell, Condon, Crook, Crosno, Derby, Fell, Fisher of Polk, Fisher of Multnomah, Gambee, Geer, Gilbert, Gilham, Goodnough, Hahn, Harrington, Haskell, Howard, Hunter, Jennings, Kirk, Labrie, Ladd, Laughlin, Layman, Maxwell, McCoy, Miller of Jackson, Miller of Linn, Moore, Morelock, Paquet, Paulsen, Pope, Powell, Price, Ricker, Roberts, Roe, Stafford, Thomas, Waldo, Weed, Williamson and Wilson—48.

Absent—Messrs. Earhart, Strowbridge, and Mr. Speaker—3.

So the bill failed to pass.

By unanimous consent, the committee on mining submitted the following:

## REPORT.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
February 8, 1889. }

*Mr. Speaker :*

Your committee on mining, to whom was referred house bill No. 207, beg leave to report that they have had the same under consideration, and would respectfully report it back to the house with the recommendation that it do pass.

N. C. HASKELL,  
Chairman.

House bill No. 144 was read the third time.

The Speaker resumed the chair, and submitted the following :

## MESSAGE FROM THE SENATE.

SENATE CHAMBER, }  
SALEM, Oregon, }  
February 12, 1889. }

*Mr. Speaker :*

I am directed by the President to inform you that the senate has passed senate bill No. 38, being a bill for an Act to prohibit the sale of tobacco, cigars or cigarettes to minors under the age of 18 years.

And the same is herewith transmitted for the consideration of the house.

JOHN H. SHUPE,  
Chief Clerk.

Senate bill No. 38 was read the first time.

Mr. Thompson moved to suspend the rules and read senate bill No. 38 the second time by title now.

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Apperson, Armstrong, Bean, Belknap, Blundell, Bowditch, Condon, Crook, Crosno, Derby, Fisher of Polk, Fisher of Multnomah, Gambee, Geer, Gilbert, Gilham, Goodnough, Hahn, Harrington, Haskell, Howard, Hume, Hunter, Jennings, Labrie, Ladd, Laughlin, Layman, Maxwell, McCoy, Miller of Jackson, Miller of Linn, Moore, Morelock, Moss, Myers, Northup, Paquet, Parker, Paulsen, Pope, Powell, Price, Ricker, Roberts, Roe, Stafford, Thomas, Thompson, Waldo, Weed, Williamson, Wilson, and Mr. Speaker—54.

Nays—Messrs. Napton and Short—2.

Absent—Messrs. Earhart, Fell, Kirk and Strowbridge—4.



So the rules were suspended and senate bill No. 38 was read the second time by title.

Mr. Thompson moved to further suspend the rules and read senate bill No. 38 the third time now.

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Armstrong, Bean, Belknap, Blundell, Condon, Crook, Derby, Fisher of Polk, Fisher of Multnomah, Gambee, Geer, Gilbert, Gilham, Goodnough, Hahn, Haskell, Hume, Jennings, Labrie, Ladd, Laughlin, Layman, Maxwell, McCoy, Miller of Jackson, Miller of Linn, Moore, Morelock, Moss, Myers, Northup, Paquet, Powell, Ricker, Roberts, Roe, Stafford, Strowbridge, Thomas, Thompson, Waldo, Weed, and Mr. Speaker—43.

Nays—Messrs. Apperson, Harrington, Hunter, Napton, Parker, Pope, Short, Williamson and Wilson—9.

Absent—Messrs. Bowditch, Crosno, Earhart, Fell, Howard, Kirk, Paulsen and Price—8.

So the rules were suspended and senate bill No. 38 was placed on its final passage.

Senate bill No. 38 was read the third time.

"Shall the bill pass?"

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Belknap, Blundell, Condon, Crosno, Derby, Fisher of Polk, Geer, Gilbert, Gilham, Goodnough, Hahn, Haskell, Howard, Hume, Jennings, Labrie, Ladd, Laughlin, Layman, Miller of Linn, Moore, Northup, Paquet, Parker, Ricker, Roberts, Roe, Short, Stafford, Strowbridge, Thompson, Waldo, Weed, and Mr. Speaker—34.

Nays—Messrs. Apperson, Armstrong, Crook, Fisher of Multnomah, Gambee, Harrington, Hunter, Maxwell, McCoy, Morelock, Moss, Myers, Napton, Paulsen, Pope, Powell, Price, Thomas, Williamson and Wilson—20.

Absent—Messrs. Bean, Bowditch, Earhart, Fell, Kirk and Miller of Jackson—6.

So the bill passed.

The question recurring upon the passage of house bill No. 144.

"Shall the bill pass?"

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Apperson, Armstrong, Bean, Belknap, Blundell, Condon, Crook, Crosno, Derby, Fell, Fisher of Polk, Fisher of Multnomah, Gambee, Geer, Gilbert, Gilham, Goodnough, Hahn, Harrington, Haskell, Howard, Hume, Hunter, Jennings, Kirk, Labrie, Ladd, Laughlin, Layman, Maxwell, McCoy, Miller of Jackson, Miller of

Linn, Moore, Morelock, Moss, Myers, Northup, Paquet, Parker, Paulsen, Pope, Powell, Price, Ricker, Roberts, Roe, Short, Stafford, Strowbridge, Thomas, Thompson, Waldo, Weed, Williamson, Wilson, and Mr. Speaker—57.

Nays—Mr. Napton.

Absent—Messrs. Bowditch and Earhart—2.

So the bill passed, and there being no objection, the title of the bill stood for the title of the Act.

Mr. Maxwell moved that the rules be suspended to allow all the standing committees to report at this time.

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Belknap, Condon, Fell, Gilham, Goodnough, Hahn, Hume, Labrie, Ladd, Laughlin, Maxwell, Moore, Moss, Myers, Paulsen and Weed—16.

Nays—Messrs. Apperson, Armstrong, Blundell, Crook, Crosno, Derby, Fisher of Polk, Fisher of Multnomah, Gambee, Geer, Harrington, Haskell, Howard, Hunter, Jennings, Layman, Miller of Jackson, Miller of Linn, Morelock, Napton, Paquet, Parker, Pope, Powell, Price, Ricker, Roe, Short, Stafford, Strowbridge, Thomas, Waldo, Williamson, Wilson, and Mr. Speaker—35.

Absent—Messrs. Bean, Bowditch, Earhart, Gilbert, Kirk, McCoy, Northup, Roberts and Thompson—9.

So the house refused to suspend the rules.

Mr. Ricker asked leave to withdraw house bill No. 56 and take up senate bill No. 35, now on second reading, as the bills are identical.

Granted.

Mr. Blundell moved that the rules be suspended and senate bill No. 35 be read the second time by title.

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Apperson, Armstrong, Belknap, Blundell, Condon, Crook, Crosno, Fell, Fisher of Polk, Fisher of Multnomah, Gambee, Geer, Gilbert, Gilham, Goodnough, Hahn, Harrington, Haskell, Howard, Hume, Hunter, Jennings, Labrie, Ladd, Laughlin, Layman, Maxwell, Miller of Jackson, Miller of Linn, Moore, Powell, Price, Ricker, Short, Stafford, Strowbridge, Thomas, Thompson, Waldo, Weed, Williamson, Wilson and Mr. Speaker—43.

Nays—Messrs. Paquet, Parker and Pope—3.

Absent—Messrs. Bean, Bowditch, Derby, Earhart, Kirk, McCoy, Morelock, Moss, Myers, Napton, Northup, Paulsen, Roberts and Roe—14.

So the rules were suspended and senate bill No. 35 was read the second time by title.

Mr. Hunter moved to adjourn.

Lost.

Mr. Blundell moved to further suspend the rules and read the bill the third time now.

On this question the roll was called and the vote was :

Those voting aye were :

Messrs. Armstrong, Belknap, Blundell, Condon, Crook, Fell, Fisher of Polk, Fisher of Multnomah, Gambee, Geer, Gilbert, Gilham, Goodnough, Harrington, Haskell, Howard, Hume, Kirk, Ladd, Laughlin, Layman, Maxwell, Moore, Paquet, Parker, Powell, Price, Ricker, Short, Stafford, Strowbridge, Thompson, Waldo, Weed, Williamson, Wilson, and Mr. Speaker—37.

Nays—Messrs. Apperson, Hahn, Hunter, Jennings, Labrie, Miller of Linn, Moss, Pope and Thomas—9.

Absent—Messrs. Bean, Bowditch, Crosno, Derby, Earhart, McCoy, Miller of Jackson, Morelock, Myers, Napton, Northup, Paulsen, Roberts and Roe—14.

So the house refused to suspend the rules, and the bill went to its third reading.

On motion of Mr. Maxwell, the house adjourned.

#### — — — — — EVENING SESSION.

The house was called to order pursuant to adjournment, the Speaker in the chair.

Roll was called, and those absent were Messrs. Armstrong, Crosno, Earhart, Hahn, Ladd, Northup, Napton and Thomas.

House bill No. 55 having been made the special order at this time, was read the third time.

Mr. Powell asked for and obtained a leave of absence, for the evening, for the committee on agriculture.

Mr. Price moved to refer house bill No. 55 to the committee of the whole.

Lost.

"Shall the bill pass?"

On this question the roll was called and the vote was :

Those voting aye were :

Messrs. Armstrong, Bean, Bowditch, Condon, Crook, Derby, Earhart, Fell, Fisher of Polk, Fisher of Multnomah, Gambee, Gilbert, Gilham, Goodnough, Hahn, Harrington, Haskell, Howard, Hume, Hunter, Jennings, Kirk, Labrie, Ladd, Laughlin, Layman, Maxwell, McCoy, Miller of Linn, Moore, Morelock, Moss, Myers, Northup,

Paquet, Parker, Pope, Price, Ricker, Roberts, Short, Stafford, Strowbridge, Waldo, Weed, Williamson, Wilson and Mr. Speaker—48.

Nays—None.

Absent—Messrs. Apperson, Belknap, Blundell, Crosno, Geer, Napton, Miller of Jackson, Paulsen, Powell, Roe, Thomas and Thompson—12.

So the bill passed, and there being no objection, the title of the bill stood for the title of the Act.

The committee on enrolled bills submitted the following:

#### REPORT.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
February 12, 1889. }

*Mr. Speaker :*

Your committee on enrolled bills respectfully report house bill No. 93 correctly enrolled.

SEYMOUR W. CONDON,  
Chairman.

The Speaker gave notice that he was about to sign house bill No. 93, and soon thereafter that he had signed it.

House bill No. 194 was read the third time.

"Shall the bill pass?"

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Armstrong, Bean, Condon, Earhart, Fell, Fisher of Multnomah, Gambec, Gilbert, Goodnough, Hahn, Harrington, Haskell, Howard, Hume, Hunter, Kirk, Ladd, Laughlin, Layman, Maxwell, McCoy, Moss, Northup, Parker, Price, Ricker, Roberts, Strowbridge, Thompson, Weed, Williamson, Wilson, and Mr. Speaker—33.

Nays—Messrs. Derby, Fisher of Polk, Jennings, Miller of Linn, Moore, Myers, Paquet, Pope, Short, Stafford and Waldo—11

Absent—Messrs. Apperson, Belknap, Blundell, Bowditch, Crook, Crosno, Geer, Gilham, Labrie, Miller of Jackson, Morelock, Napton, Paulsen, Powell, Roe and Thomas—16.

So the bill passed, and there being no objection, the title of the bill stood as the title of the Act.

The Chair submitted the following:

## MESSAGE FROM THE HOUSE.

SENATE CHAMBER,  
SALEM, Oregon,  
February 12, 1889. }

*Mr. Speaker:*

I am directed by the President to inform you that the senate has passed senate bill No. 66, being a bill for an Act to amend an Act to incorporate the city of Weston.

And the same is herewith transmitted for the consideration of the house.

JOHN H. SHUPE,  
Chief Clerk.

Mr. Hume moved to suspend the rules and read senate bill No. 66 the first time by title only.

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Armstrong, Bean, Condon, Earhart, Fell, Fisher of Polk, Fisher of Multnomah, Gambee, Gilbert, Goodnough, Hahn, Harrington, Haskell, Howard, Hume, Hunter, Jennings, Kirk, Ladd, Laughlin, Layman, Maxwell, McCoy, Miller of Jackson, Miller of Linn, Moore, Moss, Myers, Northup, Paquet, Parker, Price, Ricker, Roberts, Short, Stafford, Strowbridge, Thompson, Waldo, Weed, Williamson, Wilson, and Mr. Speaker—43.

Nays—Mr. Derby.

Absent—Messrs. Apperson, Belknap, Blundell, Bowditch, Crook, Crosno, Geer, Gilham, Labrie, Morelock, Napton, Paulsen, Pope, Powell, Roe and Thomas—16.

So the rules were suspended and the bill was read the first time by title.

Mr. Bean moved to further suspend the rules and read senate bill No. 66 the second time by title now.

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Bean, Condon, Earhart, Fell, Fisher of Polk, Fisher of Multnomah, Gambee, Hahn, Harrington, Haskell, Howard, Hume, Jennings, Kirk, Ladd, Laughlin, Layman, Maxwell, McCoy, Miller of Jackson, Miller of Linn, Moore, Morelock, Moss, Myers, Northup, Paquet, Parker, Ricker, Roberts, Short, Stafford, Strowbridge, Thompson, Waldo, Weed, Williamson, Wilson, and Mr. Speaker—39.

Nays—Messrs. Derby, Goodnough, Hunter and Price—4.

Absent—Messrs. Apperson, Armstrong, Belknap, Blundell, Bowditch, Crook, Crosno, Geer, Gilbert, Gilham, Labrie, Napton, Paulsen, Pope, Powell, Roe and Thomas—17.

So the house refused to suspend the rules.

The bill went to its second reading.

The Chair submitted the following:

MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
SALEM, Oregon,  
February 12, 1889. }

*Mr. Speaker :*

I am directed by the President to inform you that the senate has passed house bill No. 43, a bill to regulate the sale of spirituous liquors, etc.

And the same is herewith transmitted to you for enrollment.

JOHN H. SHUPE,  
Chief Clerk.

MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
SALEM, Oregon,  
February 12, 1889. }

*Mr. Speaker :*

I am directed by the President to inform you that the senate has passed senate bill No. 47, being a bill for an Act to incorporate the city of St. Helens, etc.

And the same is herewith transmitted for the consideration of the house.

JOHN H. SHUPE,  
Chief Clerk.

Mr. Thompson moved to adjourn.

Lost.

Mr. Northup moved to suspend the rules and read senate bill No. 47 the first time by title only.

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Armstrong, Bean, Blundell, Condon, Earhart, Fell, Fisher of Polk, Fisher of Multnomah, Gambee, Geer, Gilbert, Goodnough, Hahn, Harrington, Haskell, Howard, Hume, Hunter, Jennings, Kirk, Ladd, Laughlin, Layman, Maxwell, McCoy, Miller of Jackson, Miller of Linn, Moore, Morelock, Moss, Myers, Northup, Paquet,

Parker, Paulsen, Price, Ricker, Roberts, Short, Stafford, Strowbridge, Waldo, Weed, Williamson, Wilson, and Mr. Speaker—46.

Nays—Messrs. Napton and Thompson—2.

Absent—Messrs. Apperson, Belknap, Bowditch, Crook, Crosno, Derby, Gilham, Labrie, Pope, Powell, Roe and Thomas—12.

So the rules were suspended and the bill was read the first time by title and passed to its second reading.

The Chair submitted the following:

#### MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
SALEM, Oregon,  
February 12, 1889. }

*Mr. Speaker:*

I am directed by the President to inform you that the senate has passed senate bill No. 95, being a bill for an Act to amend an Act incorporating the city of Roseburg.

And the same is herewith transmitted for the consideration of the house.

JOHN H. SHUPE,  
Chief Clerk.

Mr. McCoy moved to suspend the rules and read senate bill No. 95 the first time by title only.

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Armstrong, Bean, Blundell, Condon, Earhart, Fell, Fisher of Polk, Fisher of Multnomah, Gambia, Geer, Gilbert, Goodnough, Harrington, Haskell, Howard, Hume, Hunter, Jennings, Kirk, Ladd, Laughlin, Layman, Maxwell, McCoy, Miller of Jackson, Miller of Linn, Moore, Morelock, Moss, Myers, Napton, Northup, Paquet, Parker, Paulsen, Price, Ricker, Roberts, Short, Stafford, Strowbridge, Thompson, Waldo, Weed, Williamson, Wilson, and Mr. Speaker—47.

Nays—None.

Absent—Messrs. Apperson, Belknap, Bowditch, Crook, Crosno, Derby, Gilham, Hahn, Labrie, Pope, Powell, Roe and Thomas—13.

So the rules were suspended, the bill was read the first time by title, and passed to second reading.

Mr. Ricker moved to further suspend the rules and read senate bill No. 95 the second time by title now.

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Apperson, Armstrong, Bean, Condon, Earhart, Feil,

Fisher of Polk, Fisher of Multnomah, Geer, Gilbert, Harrington, Haskell, Howard, Hume, Jennings, Kirk, Ladd, Laughlin, Layman, Maxwell, McCoy, Miller of Jackson, Miller of Linn, Moore, Morelock, Northup, Parker, Ricker, Roberts, Short, Stafford, Strowbridge, Thompson, Waldo, Weed, Williamson, Wilson, and Mr. Speaker—38.

Nays—Messrs. Derby, Goodnough, Gambree, Hunter, Moss, Myers, Napton, Paquet and Paulsen—9.

Absent—Messrs. Belknap, Blundell, Bowditch, Crook, Crosno, Gilham, Hahn, Labrie, Pope, Powell, Price, Roe and Thomas—13.

So the house refused to suspend the rules.

House bill No. 115 was partly read the third time, when Mr. Northup moved to adjourn.

His motion was lost.

When the reading of the bill had been completed, Mr. Derby moved to adjourn.

Lost.

Messrs. Condon and Stafford moved a call of the house.

The roll was called and those absent were:

Messrs. Blundell, Bowditch, Fell, Hahn, Goodnough, R. A. Miller, Parker, Pope, Thomas and Thompson.

On motion of Mr. Laughlin, further proceedings under the call of the house were dispensed with.

"Shall house bill No. 115 pass?"

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Apperson, Armstrong, Bean, Belknap, Condon, Crook, Crosno, Earhart, Fisher of Multnomah, Gambree, Geer, Gilbert, Gilham, Harrington, Haskell, Howard, Hume, Hunter, Kirk, Labrie, Ladd, Laughlin, Layman, Maxwell, McCoy, Morelock, Northup, Paquet, Powell, Ricker, Roberts, Roe, Strowbridge, Weed, Williamson, Wilson, and Mr. Speaker—37.

Nays—Messrs. Derby, Fisher of Polk, Jennings, Miller of Linn, Moore, Myers, Napton, Paulsen, Price, Short, Stafford and Waldo—12.

Absent—Messrs. Blundell, Bowditch, Fell, Goodnough, Hahn, Miller of Jackson, Moss, Parker, Pope, Thomas and Thompson—11.

So the bill passed, and there being no objection, the title of the bill stood as the title of the Act.

Messrs. Jennings and Stafford submitted the following, and asked that it be spread upon the journal in connection with the final vote on house bill No. 115:

*Mr. Speaker:*

I desire to state that I regret that I must appear to be unfavor-



able to house bill No. 115; my objections are based solely on section 112, providing for the exemption of the bonds from taxation.

A. C. JENNINGS,  
J. M. STAFFORD.

On motion of Mr. Apperson, the house adjourned.

WEDNESDAY, FEBRUARY 13, 1889.

MORNING SESSION.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
February 13, 1889. }

House called to order at 10 o'clock A. M., Mr. Speaker in the chair.

The roll was called and Messrs. R. A. Miller, Northup, Parker, Roe and Thomas were absent.

On motion of Mr. Thompson, the reading of the journal was dispensed with.

Mr. Paquet moved that the house do now take up house bill No. 29 and place the same on its final passage.

Carried.

House bill No. 29 was read the third time.

"Shall the bill pass?"

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Apperson, Armstrong, Bean, Belknap, Earhart, Fell, Fisher of Polk, Fisher of Multnomah, Geer, Gilbert, Goodnough, Hahn, Harrington, Hume, Hunter, Kirk, Laughlin, Maxwell, Moss, Northup, Paquet, Pope, Powell, Roe, Short, Thompson, Weed, Williamson, and Wilson—29.

Nays—Messrs. Blundell, Bowditch, Condon, Crook, Crosno, Derby, Gambee, Haskell, Howard, Jennings, Labrie, Ladd, Layman, McCoy, Miller of Linn, Moore, Morelock, Napton, Paulsen, Price, Ricker, Roberts, Stafford, Strowbridge, Waldo, and Mr. Speaker—26.

Absent—Messrs. Gilham, Miller of Jackson, Myers, Parker, and Thomas—5.

So the bill failed to pass.

The Speaker submitted the following:

## MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
SALEM, Oregon,  
February 12, 1889. }

*Mr. Speaker :*

I am directed by the President to inform you that he has appointed Messrs. Hatch and Veatch on the joint committee to examine into the affairs of the Children's Home at Salem and Portland, pursuant to senate concurrent resolution No. 9.

JOHN H. SHUPE,  
Chief Clerk.

The Chair appointed on the part of the house under senate concurrent resolution No. 9, Messrs. Wilson, Fisher of Multnomah and Myers.

Mr. Hume moved that the chairman of the committee on judiciary be requested to report on house bill No. 110 forthwith.

Mr. Gilbert moved to amend so as to allow the committee on judiciary to report all the bills in their hands at this time.

The amendment was accepted, and the motion, as amended, was adopted.

Accordingly, the committee on judiciary submitted the following :

## REPORT.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon,  
February 11, 1889. }

*Mr. Speaker :*

Your committee on judiciary, to whom was referred house bill No. 1, beg leave to report that they have had the same under consideration and would respectfully report it back to the house with the recommendation that it do pass, with the following amendments:

## FIRST AMENDMENT.

After the word "exists," in section 1, sixth line, printed bill, insert: "*Provided*, such eighty acres of land or such lot or subdivision does not exceed in value the sum of twenty-five hundred dollars, and in case such eighty acres of land or such lot or subdivision does exceed in value the sum of twenty-five hundred dollars, so much thereof only shall be included as a homestead as does not exceed in value the sum of twenty-five hundred dollars."

## SECOND AMENDMENT.

And add to section 2 the following: "*Provided*, such eighty acres of land or such lot or subdivision does not exceed in value the sum of twenty-five hundred dollars, and in case such eighty acres of land or such lot or subdivision does exceed in value the sum of twenty-five hundred dollars, so much thereof only shall be included as a homestead as does not exceed in value the sum of twenty-five hundred dollars."

## THIRD AMENDMENT.

And add to section 6 the following: "*Provided*, that no property herein mentioned shall be exempt from sale in satisfaction of any debt contracted prior to such approval."

S. R. HARRINGTON,  
Chairman.

On motion of Mr. Harrington, the report and amendments were adopted.

## REPORT.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
January 24, 1889. }

*Mr. Speaker :*

Your committee on judiciary, to whom was referred house bill No. 20, beg leave to report that they have had the same under consideration, and would respectfully report it back to the house with the recommendation that it do pass, with the following amendments, to-wit :

## FIRST AMENDMENT.

After the word "taxpayer," in line 4 of page 2 of said bill, insert the following: "*Provided*, that said list shall not extend farther back than to include the delinquent taxes for the year 1887."

## SECOND AMENDMENT.

Also after the word "than" in line 11 of page 2, strike out the words and figures "five hundred dollars (\$500)," and in lieu thereof insert the words and figures "two hundred and fifty dollars (\$250)."

S. R. HARRINGTON,  
Chairman.

On motion of Mr. Harrington, the report and amendments were adopted.

## REPORT.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
February 7, 1889. }

*Mr. Speaker :*

Your committee on judiciary, to whom was referred house bill No. 74, beg leave to report that they have had the same under consideration and would respectfully report it back to the house with the recommendation that it do pass.

S. R. HARRINGTON,  
Chairman.

## REPORT.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
February 7, 1889. }

*Mr. Speaker :*

Your committee on judiciary, to whom was referred house bill No. 76, beg leave to report that they have had the same under consideration, and a majority of said committee would respectfully report it back to the house with the recommendation that it do not pass.

S. R. HARRINGTON,  
Chairman.

## REPORT. .

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
February 4, 1889. }

*Mr. Speaker :*

Your committee on judiciary, to whom was referred house bill No. 101, beg leave to report that they have had the same under consideration, and would respectfully report it back to the house with the recommendation that it do pass.

S. R. HARRINGTON,  
Chairman.

## REPORT.

HOUSE OF REPRESENTATIVES, }  
 SALEM, Oregon, }  
 February 7, 1889. }

*Mr. Speaker :*

Your committee on judiciary, to whom was referred house bill No. 110, beg leave to report that they have had the same under consideration, and would respectfully report it back to the house with the recommendation that it do pass.

S. R. HARRINGTON,  
 Chairman.

Mr. Hume moved to suspend the rules and read house bill No. 110 the third time now.

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Bean, Blundell, Condon, Derby, Fell, Fisher of Multnomah, Gambee, Geer, Gilbert, Gilham, Haskell, Howard, Hume, Hunter, Jennings, Labrie, Laughlin, Maxwell, McCoy, Miller of Jackson, Northup, Ricker, Roe, Strowbridge, Thompson, Waldo, Weed, Wilson, and Mr. Speaker—29.

Nays—Messrs. Armstrong, Belknap, Bowditch, Crook, Fisher of Polk, Goodnough, Hahn, Harrington, Kirk, Ladd, Layman, Miller of Linn, Moore, Morelock, Moss, Napton, Paquet, Paulsen, Pope, Powell, Price, Short, Stafford and Williamson—24.

Absent—Messrs. Apperson, Crosno, Earhart, Myers, Parker, Roberts and Thomas—7.

So the house refused to suspend the rules.

On motion of Mr. Hume, the bill was considered engrossed and passed to third reading to-morrow.

The Speaker submitted the following:

## MESSAGE FROM THE SENATE.

SENATE CHAMBER, }  
 SALEM, Oregon, }  
 February 13, 1889. }

*Mr. Speaker :*

I am directed by the President to inform you that the senate has passed house bill No. 30, a bill for an Act to provide for the improvement of the Wallowa Canyon wagon road and to appropriate money therefor.

And the same is herewith transmitted for enrollment.

JOHN H. SHUPE,  
 Chief Clerk.

## REPORT.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
February 4, 1889. }

*Mr. Speaker:*

Your committee on judiciary, to whom was referred house bill No. 114, beg leave to report that they have had the same under consideration, and would respectfully report it back to the house with the recommendation that it do pass.

S. R. HARRINGTON,  
Chairman.

On motion of Mr. Condon, the bill was condered engrossed and passed to third reading to-morrow.

The hour having arrived for the special order to consider house bill No. 237 in committee of the whole, the house resolved itself into a committee of the whole, with Mr. Gilbert in the chair.

After a time spent therein the committee arose and, on motion of Mr. Derby, the house adjourned.

## AFTERNOON SESSION.

House called to order at 2 o'clock P. M., Mr. Speaker in the chair.

Roll called, and those absent were Messrs. Apperson, Crosno, Earhart, Moss, Parker, Roberts and Williamson.

The Chair submitted the following:

## MESSAGE FROM THE SENATE.

SENATE CHAMBER, }  
SALEM, Oregon, }  
February 13, 1889. }

*Mr. Speaker:*

I am directed by the President to inform you that the senate has passed senate bill No. 9, being a bill for an Act to amend section 2335, chapter X, miscellaneous laws of Oregon.

And the same is herewith transmitted for the consideration of the house.

JOHN H. SHUPE,  
Chief Clerk.

Senate bill No. 9 was read the first time.

Mr. Condon moved to suspend the rules and read senate bill No. 9 the second time by title now.

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Armstrong, Bean, Belknap, Blundell, Condon, Crook, Crosno, Derby, Fell, Fisher of Polk, Fisher of Multnomah, Geer, Gilbert, Gilham, Goodnough, Hahn, Harrington, Haskell, Howard, Hume, Hunter, Jennings, Kirk, Labrie, Ladd, Laughlin, Layman, Maxwell, McCoy, Miller of Jackson, Miller of Linn, Moore, Morelock, Myers, Napton, Northup, Paquet, Paulsen, Pope, Powell, Price, Ricker, Roberts, Roe, Short, Stafford, Strowbridge, Thomas, Thompson, Waldo, Weed, Williamson, Wilson, and Mr. Speaker—54.

Nays—None.

Absent—Messrs. Apperson, Bowditch, Earhart, Gambee, Moss and Parker—6.

So the rules were suspended and senate bill No. 9 was read the second time by title and passed to its third reading.

The Chair submitted the following:

#### MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
SALEM, Oregon,  
February 13, 1889. }

*Mr. Speaker:*

I am directed by the President to inform you that the senate has passed senate bill No. 69, being a bill for an Act to amend sections 1, 2, 4, 5, 6 and 8, and to repeal section 9 of an Act entitled an Act to authorize Dalles City to incur an indebtedness of \$50,000.

And the same is herewith transmitted to you for the consideration of the house.

JOHN H. SHUPE,  
Chief Clerk.

Mr. McCoy moved to suspend the rules and read senate bill No. 69 the first time by title only.

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Apperson, Armstrong, Bean, Belknap, Blundell, Condon, Crook, Crosno, Derby, Fisher of Polk, Fisher of Multnomah, Gambee, Geer, Gilbert, Gilham, Goodnough, Hahn, Harrington, Haskell, Howard, Hunter, Jennings, Kirk, Labrie, Laughlin, Layman, Maxwell, McCoy, Miller of Jackson, Moore, Morelock, Myers, Napton,

Northup, Paquet, Paulsen, Pope, Powell, Ricker, Roberts, Roe, Short, Stafford, Strowbridge, Thomas, Thompson, Waldo, Weed, Williamson, Wilson, and Mr. Speaker—51.

Nays—None.

Absent—Messrs. Bowditch, Earhart, Fell, Hume, Ladd, Miller of Linn, Moss, Parker and Price—9.

So the rules were suspended and senate bill No. 69 was read the first time by title.

Mr. McCoy moved to further suspend the rules and read senate bill No. 69 the second time by title now.

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Apperson, Armstrong, Bean, Belknap, Blundell, Condon, Crook, Crosno, Derby, Fisher of Polk, Fisher of Multnomah, Gambee, Geer, Gilbert, Gilham, Goodnough, Hahn, Harrington, Haskell, Howard, Hunter, Jennings, Kirk, Labrie, Laughlin, Layman, Maxwell, McCoy, Miller of Jackson, Miller of Linn, Moore, Morelock, Myers, Napton, Northup, Paquet, Paulsen, Pope, Powell, Ricker, Roberts, Roe, Short, Stafford, Strowbridge, Thomas, Thompson, Waldo, Weed, Williamson, Wilson, and Mr. Speaker—52.

Nays—None.

Absent—Messrs. Bowditch, Earhart, Fell, Hume, Ladd, Moss, Parker and Price—8.

So the rules were suspended and senate bill No. 69 was read the second time by title and, on motion of Mr. McCoy, was referred to the delegation from Wasco, with leave to report at any time.

The Speaker submitted the following:

#### MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
SALEM, Oregon,  
February 13, 1889. }

*Mr. Speaker:*

I am directed by the President to inform you that the senate has passed senate bill No. 62, being a bill for an Act to authorize C. S. and R. S. Moore to construct, maintain, operate and keep a boom or booms upon Link river, in Klamath county, State of Oregon.

And the same is herewith transmitted to you for the consideration of the house.

JOHN H. SHUPE,  
Chief Clerk.

Mr. R. A. Miller moved to suspend the rules and read senate bill No. 62 the first time by title only.



On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Apperson, Armstrong, Bean, Belknap, Blundell, Condon, Crook, Crosno, Fisher of Polk, Fisher of Multnomah, Gambee, Geer, Gilbert, Gilham, Goodnough, Hahn, Harrington, Haskell, Howard, Hunter, Jennings, Kirk, Labrie, Laughlin, Layman, Maxwell, Miller of Jackson, Miller of Linn, Moore, Morelock, Myers, Napton, Paquet, Paulsen, Pope, Powell, Price, Ricker, Roberts, Roe, Short, Stafford, Strowbridge, Thomas, Thompson, Waldo, Weed, Williamson, Wilson, and Mr. Speaker—50.

Nays—None.

Absent—Messrs. Bowditch, Derby, Earhart, Fell, Hume, Ladd, McCoy, Moss, Northup and Parker—10.

So the rules were suspended and senate bill No. 62 was read the first time by title.

Mr. Thompson moved to further suspend the rules and read senate bill No. 62 the second time by title now.

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Apperson, Armstrong, Bean, Belknap, Blundell, Condon, Crook, Crosno, Fisher of Polk, Fisher of Multnomah, Gambee, Geer, Gilham, Goodnough, Hahn, Harrington, Haskell, Howard, Hunter, Jennings, Kirk, Labrie, Laughlin, Layman, Maxwell, McCoy, Miller of Jackson, Miller of Linn, Moore, Morelock, Myers, Napton, Paquet, Paulsen, Pope, Powell, Price, Ricker, Roberts, Roe, Short, Stafford, Strowbridge, Thomas, Thompson, Waldo, Weed, Williamson, Wilson, and Mr. Speaker—50.

Nays—None.

Absent—Messrs. Bowditch, Derby, Earhart, Fell, Gilbert, Hume, Ladd, Moss, Northup and Parker—10.

So the rules were suspended and senate bill No. 62 was read the second time by title and passed to third reading.

The Chair submitted the following:

#### MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
SALEM, Oregon,  
February 13, 1889. }

*Mr. Speaker:*

I am directed by the President to inform you that the senate has passed senate bill No. 56, being a bill to amend section 1794, of chapter III, of title II, of the criminal code.

And the same is herewith transmitted for the consideration of the house.

JOHN H. SHUPE,  
Chief Clerk.

The bill was read the first time and passed to second reading.  
The Chair submitted the following: .

MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
SALEM, Oregon,  
February 13, 1889. }

*Mr. Speaker:*

I am directed by the President to inform you that the senate has passed senate bill No. 65, being a bill for an Act appropriating money and to reimburse I. Hacker of Coos county, Oregon.

And the same is herewith transmitted for the consideration of the house.

JOHN H. SHUPE,  
Chief Clerk.

Senate bill No. 65 was read the first time.

Mr. Crook moved to suspend the rules and read the bill the second time by title now.

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Apperson, Armstrong, Bean, Belknap, Blundell, Bowditch, Condon, Crook, Croeno, Fisher of Polk, Fisher of Multnomah, Gambee, Geer, Gilbert, Gilham, Goodnough, Hahn, Harrington, Haskell, Howard, Hunter, Jennings, Kirk, Labrie, Ladd, Laughlin, Layman, Maxwell, McCoy, Miller of Jackson, Miller of Linn, Moore, Moss, Myers, Napton, Paquet, Paulsen, Pope, Powell, Price, Ricker, Roberts, Roe, Short, Stafford, Strowbridge, Thomas, Waldo, Weed, Williamson, Wilson, and Mr. Speaker—52.

Nays—None.

Absent—Messrs. Derby, Earhart, Fell, Hume, Morelock, Northup, Parker and Thompson—8.

So the rules were suspended and the bill was read the second time by title.

Mr. Crook submitted a communication from Napoleon Davis in reference to the money paid as mentioned in said bill, which was read.

Whereupon Mr. Roberts moved to suspend the rules and read senate bill No. 65 the third time now.

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Armstrong, Bean, Belknap, Blundell, Bowditch, Condon, Crook, Fisher of Multnomah, Gambée, Geer, Gilbert, Gilham, Good-nough, Haskell, Howard, Jennings, Kirk, Labrie, Laughlin, Maxwell, McCoy, Moore, Myers, Napton, Northup, Price, Ricker, Roberts, Roe, Stafford, Strowbridge, Thomas, Thompson, Waldo, Weed, Wilson, and Mr. Speaker—37.

Nays—Messrs. Apperson, Crosno, Fisher of Polk, Hahn, Harrington, Hunter, Ladd, Layman, Miller of Linn, Morelock, Moss, Paquet, Paulsen, Pope, Powell, Short and Williamson—17.

Absent—Messrs. Derby, Earhart, Fell, Hume, Miller of Jackson and Parker—6.

The house refused to suspend the rules.

On motion of Mr. Bowditch, it was ordered that when the house adjourns it adjourn to meet at 7:30 P. M., and consider corporation bills only.

Senate bill No. 57 was read the first time.

The Speaker submitted the following:

#### MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
SALEM, Oregon,  
February 13, 1889. }

*Mr. Speaker:*

I am directed by the President to inform you that the senate has passed senate bill No. 57, being a bill to amend section 3101 of title III of chapter XXIII of the miscellaneous laws of Oregon.

And the same is herewith transmitted to you for the consideration of the house.

JOHN H. SHUPE.  
Chief Clerk.

The Chair submitted the following:

#### MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
SALEM, Oregon,  
February 13, 1889. }

*Mr. Speaker:*

I am directed by the President to inform you that the senate has passed senate bill No. 53, being a bill for an Act to fix the time for holding courts in the second judicial district.

And the same is herewith transmitted to you for the consideration of the house.

JOHN H. SHUPE,  
Chief Clerk.

Senate bill No. 53 was read the first time.

Mr. Condon moved to suspend the rules and read senate bill No. 53 the second time by title now.

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Apperson, Armstrong, Bean, Belknap, Blundell, Bowditch, Condon, Crook, Crosno, Derby, Fisher of Polk, Gambee, Geer, Gilbert, Gilham, Goodnough, Hahn, Harrington, Haskell, Howard, Hume, Hunter, Jennings, Kirk, Labrie, Ladd, Laughlin, Layman, Maxwell, McCoy, Miller of Jackson, Miller of Linn, Moore, Morelock, Moss, Myers, Napton, Northup, Paquet, Paulsen, Pope, Powell, Ricker, Roberts, Roe, Short, Stafford, Strowbridge, Thomas, Thompson, Waldo, Weed, Williamson, Wilson, and Mr. Speaker—55.

Nays—None.

Absent—Messrs. Earhart, Fell, Fisher of Multnomah, Parker and Price—5.

So the rules were suspended and senate bill No. 53 was read second time by title.

Mr. Condon moved to suspend the rules and read the bill the third time now.

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Armstrong, Bean, Blundell, Bowditch, Condon, Crook, Derby, Fisher of Polk, Gambee, Geer, Gilham, Howard, Hume, Jennings, Labrie, Laughlin, Maxwell, McCoy, Moore, Moss, Ricker, Roberts, Stafford, Thomas, Waldo, Weed, Williamson, and Mr. Speaker—28.

Nays—Messrs. Apperson, Belknap, Crosno, Fisher of Multnomah, Goodnough, Hahn, Harrington, Haskell, Hunter, Layman, Miller of Linn, Morelock, Myers, Napton, Northup, Paquet, Paulsen, Pope, Powell, Price, Roe, Short, Strowbridge, Thompson and Wilson—25.

Absent—Messrs. Earhart, Fell, Gilbert, Kirk, Ladd, Miller of Jackson, and Parker—7.

So the house refused to suspend the rules.

The Chair submitted the following:

## MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
SALEM, Oregon,  
February 13, 1889. }

*Mr. Speaker:*

I am directed by the President to inform you that the senate has passed senate bill No. 55, being a bill for an Act to authorize and empower Wm. Ball to construct, maintain and keep a boom or booms upon the Yamhill river.

And the same is herewith transmitted for the consideration of the house.

JOHN H. SHUPE,  
Chief Clerk.

Mr. Harrington moved to suspend the rules and read senate bill No. 55 the first time by title.

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Apperson, Armstrong, Bean, Belknap, Blundell, Bowditch, Condon, Crook, Crosno, Derby, Fell, Fisher of Polk, Fisher of Multnomah, Gambee, Geer, Gilbert, Gilham, Goodnough, Hahn, Harrington, Haskell, Howard, Hume, Hunter, Jennings, Kirk, Labrie, Laughlin, Layman, Maxwell, McCoy, Miller of Jackson, Miller of Linn, Moore, Morelock, Moss, Myers, Napton, Northup, Paquet, Paulsen, Pope, Powell, Price, Ricker, Short, Stafford, Strowbridge, Thomas, Thompson, Waldo, Weed, Williamson, Wilson, and Mr. Speaker—55.

Nays—None.

Absent—Messrs. Earhart, Ladd, Parker, Roberts and Roe—5.

So the rules were suspended and senate bill No. 55 was read the first time by title.

Mr. Laughlin moved to suspend the rules and read senate bill No. 55 the second time by title.

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Apperson, Armstrong, Bean, Belknap, Blundell, Bowditch, Condon, Crook, Crosno, Derby, Earhart, Fell, Fisher of Polk, Fisher of Multnomah, Gambee, Geer, Gilbert, Gilham, Goodnough, Hahn, Harrington, Haskell, Howard, Hume, Hunter, Jennings, Kirk, Labrie, Ladd, Laughlin, Layman, Maxwell, McCoy, Miller of Jackson, Miller of Linn, Moore, Morelock, Moss, Myers, Napton, Paquet, Paulsen, Pope, Powell, Price, Ricker, Roe, Short, Stafford, Strowbridge, Thomas, Thompson, Waldo, Weed, Williamson, Wilson, and Mr. Speaker—57.

Nays—None.

Absent—Messrs. Northup, Parker and Roberts—3.

So the rules were suspended, and senate bill No. 55 was read the second time by title and, on motion of Mr. Maxwell, referred to the committee on corporations, with leave to report at any time.

The Chair submitted the following :

MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
SALEM, Oregon,  
February 13, 1889. }

*Mr. Speaker :*

I am directed by the President to inform you that the senate has passed senate bill No. 48, being a bill for an Act entitled an Act relating to surveys authorized by the congress of the United States.

And the same is herewith transmitted for the consideration of the house.

JOHN H. SHUPE,  
Chief Clerk.

Senate bill No. 48 was read the first time.

The Chair submitted the following :

MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
SALEM, Oregon,  
February 13, 1889. }

*Mr. Speaker :*

I am directed by the President to inform you that he has signed house bill No. 93.

And the same is herewith transmitted to you.

JOHN H. SHUPE,  
Chief Clerk.

The Chair submitted the following :

MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
SALEM, Oregon,  
February 13, 1889. }

*Mr. Speaker :*

I am directed by the President to inform you that the senate has passed senate bill No. 85, being a bill for an Act to authorize

the State Treasurer to pay Douglas county certain moneys known as the Umpqua Bridge Fund.

And the same is herewith transmitted for the consideration of the house.

JOHN H. SHUPE,  
Chief Clerk.

Senate bill No. 85 was read the first time.

Mr. Blundell moved to suspend the rules and read senate bill No. 85 the second time by title now.

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Apperson, Armstrong, Bean, Belknap, Blundell, Condon, Crook, Derby, Earhart, Fell, Fisher of Polk, Fisher of Multnomah, Gambee, Geer, Gilbert, Gilham, Goodnough, Hahn, Haskell, Howard, Hume, Hunter, Jennings, Kirk, Labrie, Ladd, Laughlin, Layman, Maxwell, McCoy, Miller of Jackson, Miller of Linn, Moore, Morelock, Moss, Paquet, Paulsen, Pope, Powell, Price, Ricker, Roe, Short, Stafford, Strowbridge, Thomas, Thompson, Waldo, Weed, Williamson, Wilson, and Mr. Speaker—52.

Nays—None.

Absent—Messrs. Bowditch, Crosno, Harrington, Myers, Napton, Northup, Parker and Roberts—8.

So the rules were suspended and the bill was read the second time by title and passed to third reading.

The Speaker submitted the following:

#### MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
SALEM, Oregon,  
February 13, 1889. }

*Mr. Speaker:*

I am directed by the President to inform you that the senate has passed senate bill No. 70, being a bill for an Act to amend section 3 of an Act entitled an Act to enable Dalles City to sell and dispose of certain lands, etc.

And the same is herewith transmitted for the consideration of the house.

JOHN H. SHUPE,  
Chief Clerk.

Senate bill No. 70 was read the first time.

Mr. McCoy moved to suspend the rules and read senate bill No. 70 the second time by title now.

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Apperson, Armstrong, Bean, Belknap, Blundell, Condon, Crook, Derby, Earhart, Fell, Fisher of Polk, Fisher of Multnomah, Gambee, Geer, Gilbert, Gilham, Goodnough, Hahn, Harrington, Haskell, Howard, Hunter, Jennings, Kirk, Labrie, Laughlin, Layman, Maxwell, McCoy, Miller of Jackson, Miller of Linn, Moore, Morelock, Moss, Paquet, Parker, Paulsen, Pope, Powell, Price, Ricker, Roberts, Roe, Short, Stafford, Strowbridge, Thomas, Waldo, Weed, Williamson, Wilson, and Mr. Speaker—52.

Nays—None.

Absent—Messrs. Bowditch, Crosno, Hume, Ladd, Myers, Napton, Northup and Thompson—8.

So the rules were suspended and the bill was read the second time by title and, on motion of Mr. McCoy, was referred to Wasco county delegation with leave to report at any time.

The Chair submitted the following:

#### MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
SALEM, Oregon,  
February 13, 1889. }

*Mr. Speaker:*

I am directed by the President to inform you that the senate has passed senate bill No. 111, being a bill for an Act authorizing the county courts of the several counties to declare unnavigable streams and highways for the floating of logs and timber, and provide for the improvement and use of the same.

And the same is herewith transmitted for the consideration of the house.

JOHN H. SHUPE,  
Chief Clerk.

Mr. Pope moved to suspend the rules and read senate bill No. 111 the first time by title only.

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Apperson, Armstrong, Bean, Belknap, Crook, Derby, Earhart, Fell, Fisher of Polk, Fisher of Multnomah, Gambee, Geer, Gilbert, Gilham, Goodnough, Hahn, Harrington, Haskell, Howard, Hume, Hunter, Jennings, Kirk, Labrie, Laughlin, Layman, Maxwell, McCoy, Miller of Jackson, Miller of Linn, Moore, Morelock, Moss, Myers, Paquet, Paulsen, Pope, Price, Roberts, Roe, Short, Stafford, Strowbridge, Thomas, Thompson, Waldo, Weed, Williamson, Wilson, and Mr. Speaker—50.



Nays—None.

Absent—Messrs. Blundell, Bowditch, Condon, Crosno, Ladd, Napton, Northup, Parker, Powell and Ricker—10.

So the rules were suspended and senate bill No. 111 was read the first time by title.

Mr. Hume moved to suspend the rules and read the bill the second time by title now.

On this question the roll was called and the vote was :

Those voting aye were :

Messrs. Apperson, Armstrong, Bean, Belknap, Blundell, Condon, Derby, Earhart, Fell, Fisher of Polk, Fisher of Multnomah, Geer, Gilbert, Goodnough, Hahn, Haskell, Howard, Hume, Hunter, Jennings, Kirk, Labrie, Ladd, Laughlin, Layman, Maxwell, McCoy, Miller of Jackson, Miller of Linn, Moore, Morelock, Moss, Myers, Paquet, Paulsen, Pope, Powell, Price, Roberts, Roe, Short, Stafford, Strowbridge, Thomas, Thompson, Waldo, Weed, Williamson, Wilson, and Mr. Speaker—50.

Nays—None.

Absent—Messrs. Bowditch, Crook, Crosno, Gambee, Gilham, Harrington, Napton, Northup, Parker and Ricker—10.

So the rules were suspended, the bill was read the second time by title and, on motion of Mr. Hume, referred to the committee on roads and highways, with leave to report at any time.

The Chair submitted the following :

#### MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
SALEM, Oregon,  
February 13, 1889. }

*Mr. Speaker :*

I am directed by the President to inform you that senate bill No. 75 has been reported correctly enrolled.

And the same is herewith transmitted for your signature.

JOHN H. SHUPE,  
Chief Clerk.

The Chair announced that he was about to sign senate bill No. 75, and soon thereafter stated that he had signed it.

The Chair submitted the following :

## MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
SALEM, Oregon,  
February 13, 1889. }

*Mr. Speaker :*

I am directed by the President to inform you that the senate has passed senate bill No. 116, being a bill for an Act to authorize the Astoria and South Coast Railway Company to construct a bridge across Skipanon creek, in the county of Clatsop, and State of Oregon.

And the same is herewith transmitted for the consideration of the house.

JOHN H. SHUPE,  
Chief Clerk.

Mr. Bean moved to suspend the rules and read senate bill No. 116 the first time by title only.

On this question the roll was called and the vote was :

Those voting aye were :

Messrs. Apperson, Armstrong, Bean, Belknap, Blundell, Condon, Crosno, Derby, Earhart, Fell, Fisher of Polk, Fisher of Multnomah, Gambee, Geer, Gilbert, Gilham, Goodnough, Harrington, Haskell, Howard, Hume, Hunter, Jennings, Kirk, Labrie, Ladd, Laughlin, Layman, Maxwell, McCoy, Miller of Jackson, Miller of Linn, Moore, Morelock, Moss, Myers, Paquet, Paulsen, Pope, Powell, Roberts, Roe, Short, Stafford, Strowbridge, Thomas, Thompson, Waldo, Weed, Williamson, Wilson, and Mr. Speaker—52.

Nays—None.

Absent—Messrs. Bowditch, Crook, Hahn, Napton, Northup, Parker, Price and Ricker—8.

So the rules were suspended and senate bill No. 116 was read the first time by title only.

Mr. Maxwell moved to suspend the rules and read senate bill No. 116 the second time by title now.

On this question the roll was called and the vote was :

Those voting aye were :

Messrs. Apperson, Armstrong, Bean, Belknap, Blundell, Condon, Crosno, Derby, Earhart, Fell, Fisher of Polk, Fisher of Multnomah, Gambee, Geer, Gilbert, Goodnough, Harrington, Haskell, Howard, Hume, Hunter, Jennings, Kirk, Labrie, Ladd, Laughlin, Layman, Maxwell, McCoy, Miller of Jackson, Miller of Linn, Moore, Morelock, Moss, Myers, Paquet, Paulsen, Pope, Powell, Roberts, Roe, Short, Stafford, Strowbridge, Thomas, Thompson, Waldo, Weed, Williamson, Wilson, and Mr. Speaker—51.

Nays—None.

Absent—Messrs. Bowditch, Crook, Gilham, Hahn, Napton, Northup, Parker, Price and Ricker—9.

So the rules were suspended and the bill was read the second time by title and passed to third reading.

The committee on engrossed bills submitted the following:

REPORT.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
February 13, 1889. }

*Mr. Speaker:*

Your committee on engrossed bills, to whom was referred house bills Nos. 180, 223, 85, 200 and 199, beg leave to report the same back to the house as correctly engrossed.

J. H. ROBERTS,  
Chairman.

REPORT.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
February 13, 1889. }

*Mr. Speaker:*

Your committee on engrossed bills, to whom was referred house bills Nos. 156, 135, 221, 1 and 71, beg leave to report the same back to the house as correctly engrossed.

J. H. ROBERTS,  
Chairman.

The committee on enrolled bills submitted the following:

REPORT.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
February 13, 1889. }

*Mr. Speaker:*

Your committee on enrolled bills, to whom was referred house bills Nos. 43 and 30, beg leave to report the same back to the house as correctly enrolled.

S. W. CONDON,  
Chairman.

The Speaker announced that he was about to sign house bills Nos. 30 and 43, and soon thereafter stated that he had signed them.

The Chair handed down the following communication, which was read :

COMMUNICATION.

PORTLAND, OR., February 12, 1889.

*Hon. Mr. Smith, Speaker of the House :*

SIR:—The legislature in taking off the undue exactions of the pilot system of the Columbia river and bar will do well, but there is another evil exceeding it in magnitude, which exacts from the commerce of this State a burden that ought to be removed by legislative enactment. I will take, for example, the ship "William H. Starbuck," of which I am part owner, which sailed from this port last September with a cargo of 1,900 tons of wheat to the United Kingdom. The entire pilotage fees paid by us up and down the river and across the bar, both ways, amounted to \$444; but there was exacted from us by the sailors' boarding-house keepers, for blood money on the crew of fifteen men, the sum of \$675, or \$231 more than the entire pilotage fees on the ship. This blood money was in addition to some \$600 advanced that was paid to the sailors, and most of which went into the hands of the boarding-house keepers for almost nothing furnished to the sailors. This is one, but by no means an aggravated case.

If the legislature will pass a bill creating a harbor master at Astoria, with two harbor police as assistants, these outrages can be suppressed, and I wish to impress upon your honorable body the great necessity for this, if you propose to remove the burdens upon the commerce of the Columbia river. I am prepared to go before a committee at any time and establish these facts if required to do so.

I will thank you to lay these facts before the honorable body over which you are the presiding officer.

Very respectfully,

JAMES B. MONTGOMERY,

Part owner of the American ships William H. Starbuck and Olive S. Southard.

On motion of Mr. Harrington the communication was ordered printed and referred to committee on commerce.

NOTICE OF INTRODUCTION OF BILL.

*Mr. Speaker :*

I hereby give notice that on to-morrow, or some day in the future, I will introduce a bill for an Act to amend section 2757 of

title III of chapter XVII of the laws of Oregon, as compiled and annotated by W. Lair Hill.

P. PAQUET.

Mr. Fell introduced house resolution No. 25:

HOUSE RESOLUTION NO. 25.

Inasmuch as the house calendar carries a large number of bills of minor importance, thereby affecting the possible passage of more important measures, and in view of expediting business; be it

*Resolved*, That upon convening Thursday morning the roll shall be called, at which time each member shall designate one bill, which shall be taken up and acted upon to its conclusion in regular order as named upon roll call before the regular order of business is again resumed.

Which, upon his motion, was adopted.

Mr. Geer introduced house resolution No. 26:

HOUSE RESOLUTION NO. 26.

*Resolved*, That the per diem pay of the officers of this house be fixed as follows: Chief Clerk, \$10; Assistant Chief Clerk, \$8; Second Assistant Clerk, \$5; Reading Clerk, \$5; Sergeant-at-Arms, \$6; Doorkeeper, \$5; Pages, each, \$3; Assistant Doorkeeper, \$3.

Which, on the motion of Mr. Geer, was adopted.

Mr. Harrington gave notice that he would on to-morrow or some future day introduce a bill.

The house resumed the consideration of the reports from the committee on judiciary.

REPORT.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
February 7, 1889. }

*Mr. Speaker:*

Your committee on judiciary, to whom was referred house bill No. 140, beg leave to report that they have had the same under consideration, and would respectfully report it back to the house with the recommendation that it do pass, with the following amendments:

FIRST AMENDMENT.

Strike out all after the word "whereas," in line 16, on page 1, of said bill, down to and including the figures "\$7,502.40" and insert

in lieu thereof the following: "said county, was prevented from collecting taxes assessed under the mortgage tax law for the year 1883 to the amount of \$1,250.19."

#### SECOND AMENDMENT.

Also strike out the figures "\$7,502.40" after the word "of," in line 12, page 2, and insert in lieu thereof the figures "\$1,250.19."

#### THIRD AMENDMENT.

Also strike out the figures "\$7,502.40," in line 25, of page 2, and insert in lieu thereof the figures "\$1,250.19."

#### FOURTH AMENDMENT.

Also strike out the figures "\$8,660.12," in line 26, on page 2, and insert in lieu thereof the figures "\$2,407.91."

S. R. HARRINGTON,  
Chairman.

On motion of Mr. Harrington, the report was adopted.

#### REPORT.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
February 4, 1889. }

*Mr. Speaker :*

Your committee on judiciary, to whom was referred house bill No. 151, beg leave to report that they have had the same under consideration, and would respectfully report it back to the house with the recommendation that it do pass.

S. R. HARRINGTON,  
Chairman.

#### REPORT.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
February 7, 1889. }

*Mr. Speaker :*

Your committee on judiciary, to whom was referred house bill No. 186, beg leave to report that they have had the same under consideration, and would respectfully report it back to the house with the recommendation that it do pass, with the following amendments:

## FIRST AMENDMENT.

Strike out the word "larceny" in line 20, of page 1, of said bill, and insert in lieu thereof the word "misdemeanor."

## SECOND AMENDMENT.

Also strike out all of said bill beginning with and including line 23, and continuing down to and including the word "dollars" in line 28, and insert in lieu thereof the following: "A fine not to exceed two hundred and fifty dollars, or by imprisonment in the county jail not to exceed sixty days."

## THIRD AMENDMENT.

Also add the following section to said bill: "Section 2. Justices of the peace shall have jurisdiction of the offense declared in this Act."

S. R. HARRINGTON,  
Chairman.

On motion of Mr. Harrington, the report and amendments were adopted.

## REPORT.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
February 11, 1889. }

*Mr. Speaker:*

Your committee on judiciary, to whom was referred house bill No. 201, beg leave to report that they have had the same under consideration, and would respectfully report it back to the house with the recommendation that it do not pass.

S. R. HARRINGTON,  
Chairman.

## REPORT.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
February 11, 1889. }

*Mr. Speaker:*

Your committee on judiciary, to whom was referred house bill No. 218, beg leave to report that they have had the same under consideration, and would respectfully report it back to the house

with the statement that they find no constitutional or legal objection to said bill, and would recommend that it be referred to the committee on fisheries.

S. R. HARRINGTON,  
Chairman.

On motion of Mr. Harrington, the report was adopted.

#### REPORT.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
February 11, 1889. }

*Mr. Speaker :*

Your committee on judiciary, to whom was referred house bill No. 235, beg leave to report that they have had the same under consideration, and would respectfully report it back to the house with the recommendation that it do pass, with the following amendment, to-wit:

#### AMENDMENT.

Strike out all the following words in line 17, page 1, of said bill: "or are injuring their health."

S. R. HARRINGTON,  
Chairman.

On motion of Mr. Harrington, the report was adopted.

#### REPORT.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
February 4, 1889. }

*Mr. Speaker :*

Your committee on judiciary, to whom was referred house bill No. 2, beg leave to report that they have had the same under consideration, and would respectfully report it back to the house with the recommendation that it do pass, with the following amendments:

#### FIRST AMENDMENT.

After the word "thereof," in the seventh line of section 4, printed bill, insert: "he shall attend the sessions of the legislative assembly and give his aid and advice in the arrangement and preparation of legislative documents and business, and shall give his opinion



upon questions of law submitted to him by either branch of the assembly."

SECOND AMENDMENT.

Also, after the word "duties," in line 9, of section 4, of printed bill, insert: "and when requested by a district attorney so to do, and his public duties will permit, he shall attend in person in any court within the State and assist such district attorney in any suit or action, civil or criminal, in which the State is a party or is interested."

S. R. HARRINGTON,  
Chairman.

On motion of Mr. Harrington, the report was adopted.

REPORT.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
February 11, 1889. }

*Mr. Speaker:*

Your committee on judiciary, to whom was referred house bill No. 16, beg leave to report that they have had the same under consideration, and would respectfully report it back to the house with the recommendation that it do not pass.

S. R. HARRINGTON,  
Chairman.

REPORT.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
February 11, 1889. }

*Mr. Speaker:*

Your committee on judiciary, to whom was referred house bill No. 9, beg leave to report that they have had the same under consideration, and would respectfully report it back to the house with the recommendation that it do pass.

S. R. HARRINGTON,  
Chairman.

REPORT.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
February 11, 1889. }

*Mr. Speaker:*

Your committee on judiciary, to whom was referred house bill No. 22, beg leave to report that they have had the same under

consideration, and would respectfully report it back to the house with the recommendation that it do not pass.

S. R. HARRINGTON,  
Chairman.

REPORT.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
February 11, 1889. }

*Mr. Speaker :*

Your committee on judiciary, to whom was referred house bill No. 57, beg leave to report that they have had the same under consideration and would respectfully report it back to the house without recommendation.

S. R. HARRINGTON,  
Chairman.

REPORT.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
February 11, 1889. }

*Mr. Speaker :*

Your committee on judiciary, to whom was referred house bill No. 86, beg leave to report that they have had the same under consideration, and would respectfully report it back to the house with the recommendation that it do not pass.

S. R. HARRINGTON,  
Chairman.

REPORT.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
February 11, 1889. }

*Mr. Speaker :*

Your committee on judiciary, to whom was referred house bill No. 130, beg leave to report that they have had the same under consideration, and would respectfully report it back to the house with the recommendation that it do not pass.

S. R. HARRINGTON,  
Chairman.

## REPORT.

HOUSE OF REPRESENTATIVES, }  
 SALEM, Oregon, }  
 February 11, 1889. }

*Mr. Speaker :*

Your committee on judiciary, to whom was referred senate bill No. 8, beg leave to report that they have had the same under consideration, and would respectfully report it back to the house with the recommendation that it do not pass.

S. R. HARRINGTON,  
 Chairman.

## REPORT.

HOUSE OF REPRESENTATIVES, }  
 SALEM, Oregon, }  
 February 4, 1889. }

*Mr. Speaker :*

Your committee on judiciary, to whom was referred senate bill No. 12, beg leave to report that they have had the same under consideration, and would respectfully report it back to the house with the recommendation that it do not pass.

S. R. HARRINGTON,  
 Chairman.

## REPORT.

HOUSE OF REPRESENTATIVES, }  
 SALEM, Oregon, }  
 February 4, 1889. }

*Mr. Speaker :*

Your committee on judiciary, to whom was referred senate bill No. 29, beg leave to report that they have had the same under consideration, and would respectfully report it back to the house with the recommendation that it do pass.

S. R. HARRINGTON,  
 Chairman.

By unanimous consent, the committee on education submitted the following:

## REPORT.

HOUSE OF REPRESENTATIVES, }  
 SALEM, Oregon, }  
 February 13, 1889. }

*Mr. Speaker :*

Your committee on education, to whom was referred house bill

No. 187, beg leave to report that they have had the same under consideration, and would respectfully report it back to the house with the recommendation that it do not pass.

J. E. BLUNDELL,  
Chairman.

On motion of Mr. Ladd, the numbering of sections 3, 4 and 5 were changed to 2, 3 and 4, after striking out all of section 2.

By unanimous consent, the chairman of the committee on fisheries submitted a report and amendments to house bill No. 62, the report relating to fish traps and fish wheels, methods of fishing, etc., which was read.

Mr. Hahn moved to adopt report and amendments, but on motion of Mr. Maxwell, the report and amendments were laid upon the table.

On motion of Mr. Thompson, Major Jones, U. S. engineer, was invited to a seat within the bar.

Mr. Condon presented a petition from the residents of Siuslaw, relating to the fishing interests of that section, which was read.

The house proceeded with the regular order of business.

On motion of Mr. Thompson, house bill No. 32 was taken up and read the third time.

"Shall the bill pass?"

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Armstrong, Bean, Belknap, Blundell, Bowditch, Condon, Crook, Crosno, Earhart, Fell, Fisher of Polk, Fisher of Multnomah, Gambée, Gilbert, Gilham, Goodnough, Harrington, Haskell, Hunter, Jennings, Kirk, Labrie, Ladd, Laughlin, Layman, McCoy, Miller of Jackson, Miller of Linn, Moore, Morelock, Myers, Northup, Paulsen, Powell, Price, Ricker, Roberts, Roe, Stafford, Strowbridge, Thomas, Thompson, Waldo, Williamson, Wilson, and Mr. Speaker—46.

Nays—Messrs. Apperson, Hahn, Hume, Maxwell, Moss, Paquet, Pope, Short and Weed—9.

Absent—Messrs. Derby, Geer, Howard, Napton and Parker—5.

So the bill passed, and there being no objection, the title of the bill stood as the title of the Act.

The Chair submitted the following:

#### MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
SALEM, Oregon,  
February 13, 1889. }

*Mr. Speaker :*

I am directed by the President to inform you that the senate has

passed senate bill No. 67, being a bill for an Act to amend sections 3239, 3240, 3241 and 3242, of title II, of chapter XXXII, of the miscellaneous laws of Oregon.

And the same is herewith transmitted for the consideration of the house.

JOHN H. SHUPE,  
Chief Clerk.

Mr. Layman moved to suspend the rules and read senate bill No. 67 the first time by title only.

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Apperson, Armstrong, Blundell, Bowditch, Condon, Crosno, Derby, Earhart, Fisher of Multnomah, Gambee, Geer, Gilbert, Gilham, Goodnough, Hahn, Harrington, Haskell, Howard, Hunter, Jennings, Ladd, Laughlin, Layman, Maxwell, McCoy, Miller of Linn, Moore, Morelock, Moss, Myers, Northup, Paquet, Paulsen, Pope, Powell, Ricker, Roberts, Roe, Short, Stafford, Strowbridge, Thomas, Thompson, Waldo, Weed, Williamson, Wilson, and Mr. Speaker—48.

Nays—None.

Absent—Messrs. Bean, Belknap, Crook, Fell, Fisher of Polk, Hume, Kirk, Labrie, Miller of Jackson, Napton, Parker and Price—12.

So the rules were suspended and senate bill No. 67 was read the first time by title.

Mr. Layman moved to suspend the rules and read senate bill No. 67 the second time by title now.

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Apperson, Armstrong, Bean, Belknap, Blundell, Bowditch, Condon, Crook, Crosno, Derby, Earhart, Fisher of Polk, Fisher of Multnomah, Gambee, Geer, Gilbert, Goodnough, Hahn, Harrington, Haskell, Howard, Hunter, Jennings, Kirk, Labrie, Ladd, Laughlin, Layman, Maxwell, Miller of Linn, Moore, Morelock, Myers, Northup, Paquet, Paulsen, Pope, Powell, Price, Ricker, Roberts, Roe, Short, Stafford, Strowbridge, Thomas, Thompson, Waldo, Weed, Williamson, Wilson, and Mr. Speaker—52.

Nays—None.

Absent—Messrs. Fell, Gilham, Hume, McCoy, Miller of Jackson, Moss, Napton and Parker—8.

So the rules were suspended and the bill was read the second time by title and passed to third reading.

The Chair submitted the following:

## MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
SALEM, Oregon,  
February 13, 1889. }

*Mr. Speaker:*

I am directed by the President to inform you that the senate has passed senate bill No. 117, being a bill for an Act to establish a reform school for juvenile offenders, and erect necessary buildings therefor.

And the same is herewith transmitted for the consideration of the house.

JOHN H. SHUPE,  
Chief Clerk.

Mr. Maxwell moved to suspend the rules and read senate bill No. 117 the first time by title only.

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Apperson, Armstrong, Bean, Belknap, Blundell, Bowditch, Condon, Crook, Crosno, Derby, Earhart, Fisher of Polk, Fisher of Multnomah, Gambee, Geer, Gilbert, Goodnough, Hahn, Harrington, Haskell, Hume, Hunter, Jennings, Kirk, Ladd, Laughlin, Layman, Maxwell, McCoy, Miller of Linn, Moore, Morelock, Moss, Myers, Northup, Paquet, Paulsen, Pope, Powell, Price, Ricker, Roberts, Short, Stafford, Strowbridge, Thomas, Thompson, Waldo, Weed, Williamson, Wilson, and Mr. Speaker—52.

Nays—None.

Absent—Messrs. Fell, Gilham, Howard, Labrie, Miller of Jackson, Napton, Parker and Roe—8.

So the rules were suspended and the bill was read the first time by title.

Mr. Geer moved to suspend the rules and read the bill the second time by title.

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Armstrong, Bean, Belknap, Blundell, Bowditch, Condon, Crook, Crosno, Derby, Earhart, Fisher of Polk, Fisher of Multnomah, Geer, Gilbert, Goodnough, Hahn, Harrington, Haskell, Howard, Hunter, Jennings, Kirk, Labrie, Ladd, Laughlin, Layman, Maxwell, Miller of Linn, Moore, Morelock, Northup, Paquet, Paulsen, Pope, Powell, Price, Ricker, Roberts, Short, Stafford, Strowbridge, Thomas, Thompson, Waldo, Weed, Williamson, Wilson, and Mr. Speaker—48.

Nays—None.

Absent—Messrs. Apperson, Fell, Gambee, Gilham, Hume, McCoy, Miller of Jackson, Moss, Myers, Napton, Parker and Roe—12.

So the rules were suspended and the bill was read the second time by title and, on motion of Mr. Ladd, referred to the committee on education.

On motion of Mr. Layman, Hon. C. W. Fulton was invited to a seat within the bar.

On motion of Mr. Roberts, the house adjourned.

### EVENING SESSION.

The house was called to order pursuant to adjournment, the Speaker in the chair.

Roll was called, and those absent were Messrs. Crosno, Fell, Gambee, Geer, Goodnough, Maxwell, McCoy, R. A. Miller, Napton, Northup, Parker, Thompson and Wilson.

Messrs. Napton and Wilson were excused.

Mr. Ricker moved to suspend the rules and read senate bill No. 95 the second time by title now.

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Apperson, Armstrong, Bean, Belknap, Blundell, Bowditch, Condon, Crook, Crosno, Derby, Earhart, Fisher of Polk, Fisher of Multnomah, Gilbert, Gilham, Hahn, Haskell, Howard, Hume, Hunter, Jennings, Kirk, Labrie, Ladd, Laughlin, Layman, Maxwell, McCoy, Miller of Linn, Moore, Morelock, Moss, Myers, Paquet, Paulsen, Pope, Powell, Price, Ricker, Roberts, Roe, Short, Stafford, Strowbridge, Thompson, Waldo, Weed, Williamson, and Mr. Speaker—49.

Nays—None.

Absent—Messrs. Fell, Gambee, Geer, Goodnough, Harrington, Miller of Jackson, Northup, Napton, Parker, Thomas and Wilson—11.

So the rules were suspended and senate bill No. 95 was read the second time by title and passed to third reading.

The committee on enrolled bills submitted the following:

## REPORT.

HOUSE OF REPRESENTATIVES, )  
SALEM, Oregon, )  
February 12, 1889. )

*Mr. Speaker :*

Your committee on enrolled bills respectfully report house bill No. 91 correctly enrolled.

SEYMOUR W. CONDON,  
Chairman.

The Speaker gave notice that he was about to sign house bill No. 91, and soon thereafter that he had signed it.

Mr. Condon introduced house resolution No. 27 :

## HOUSE RESOLUTION NO. 27.

*Resolved,* That house resolution No. 12 be amended so as to read as follows :

The sessions of the house shall be as follows: From 9:30 o'clock A. M. to 12 M.: from 1:30 o'clock P. M. to 5 o'clock P. M., and from 7:30 o'clock P. M. to 10 o'clock P. M.

Which, upon his motion, was adopted.

Mr. Bean moved to suspend the rules and read senate bill No. 66 the second time by title now.

On this question the roll was called and the vote was :

Those voting aye were:

Messrs. Apperson, Armstrong, Bean, Belknap, Blundell, Bowditch, Condon, Crook, Crosno, Derby, Earhart, Fisher of Polk, Fisher of Multnomah, Gilbert, Hahn, Haskell, Howard, Hunter, Jennings, Kirk, Labrie, Ladd, Laughlin, Layman, Maxwell, McCoy, Miller of Linn, Moore, Moss, Myers, Northup, Paquet, Paulsen, Pope, Powell, Price, Ricker, Roberts, Roe, Short, Stafford, Strowbridge, Thompson, Waldo, Weed, Williamson, and Mr. Speaker—47.

Nays—Mr. Morelock.

Absent—Messrs. Fell, Gambee, Geer, Gilham, Goodnough, Harrington, Hume, Miller of Jackson, Napton, Thomas, Parker, and Wilson—12.

So the rules were suspended and senate bill No. 66 was read the second time by title and passed to third reading.

House bill No. 54 was read the third time.

"Shall the bill pass?"

On this question the roll was called and the vote was:



Those voting aye were:

Messrs. Armstrong, Bean, Belknap, Blundell, Bowditch, Condon, Crook, Crosno, Derby, Earhart, Fisher of Polk, Fisher of Multnomah, Gilbert, Hahn, Haskell, Howard, Hume, Hunter, Jennings, Kirk, Labrie, Ladd, Laughlin, Layman, Maxwell, McCoy, Miller of Linn, Moore, Morelock, Moss, Myers, Northup, Paquet, Paulsen, Pope, Powell, Price, Ricker, Roberts, Roe, Short, Stafford, Strowbridge, Thompson, Waldo, Weed, Williamson, and Mr. Speaker—48.

Nays—None.

Absent—Messrs. Apperson, Fell, Gambee, Geer, Gilham, Goodnough, Harrington, Miller of Jackson, Napton, Parker, Thomas, and Wilson—12.

So the bill passed, and there being no objection, the title of the bill stood as the title of the Act.

House bill No. 199 was read the third time.

"Shall the bill pass?"

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Apperson, Bean, Belknap, Bowditch, Condon, Crosno, Derby, Earhart, Fisher of Polk, Fisher of Multnomah, Gilbert, Hahn, Howard, Hume, Hunter, Jennings, Kirk, Labrie, Ladd, Laughlin, Layman, Maxwell, Miller of Linn, Moore, Morelock, Moss, Myers, Northup, Paquet, Paulsen, Pope, Powell, Price, Ricker, Roberts, Roe, Short, Stafford, Strowbridge, Waldo, Weed, Williamson, and Mr. Speaker—43.

Nays—None.

Absent—Messrs. Armstrong, Blundell, Crook, Fell, Gambee, Geer, Gilham, Goodnough, Harrington, Haskell, McCoy, Miller of Jackson, Napton, Parker, Thomas, Thompson and Wilson—17.

So the bill passed, and there being no objection, the title of the bill stood for the title of the Act.

The Chair submitted the following:

#### MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
SALEM, Oregon,  
February 13, 1889. }

*Mr. Speaker:*

I am directed by the President to inform you that he has signed house bill No. 30 and also house bill No 43.

And the same are herewith transmitted to you.

JOHN H. SHUPE,  
Chief Clerk.

## MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
SALEM, Oregon,  
February 13, 1889. }

*Mr. Speaker:*

I am directed by the President to inform you that the senate has passed senate bill No. 42, being a bill for an Act for a home-stead law.

And the same is herewith transmitted for the consideration of the house.

JOHN H. SHUPE,  
Chief Clerk.

Mr. Pope moved to suspend the rules and read senate bill No. 42 the first time by title only.

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Armstrong, Bean, Belknap, Bowditch, Condon, Crosno, Derby, Earhart, Fisher of Polk, Fisher of Multnomah, Gilbert, Hahn, Howard, Hume, Hunter, Jennings, Kirk, Labrie, Ladd, Laughlin, Layman, Maxwell, McCoy, Miller of Jackson, Miller of Linn, Moore, Morelock, Moss, Myers, Northup, Paquet, Paulsen, Pope, Powell, Price, Ricker, Roberts, Roe, Short, Stafford, Strowbridge, Waldo, Weed, Williamson, and Mr. Speaker—45.

Nays—None.

Absent—Messrs. Apperson, Blundell, Crook, Fell, Gambee, Geer, Gilham, Goodnough, Harrington, Haskell, Napton, Parker, Thomas, Thompson and Wilson—15.

So the rules were suspended and senate bill No. 42 was read the first time by title.

Mr. Derby moved to suspend the rules and read senate bill No. 42 the second time by title now.

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Apperson, Bean, Belknap, Bowditch, Condon, Crosno, Derby, Earhart, Fisher of Polk, Fisher of Multnomah, Gilbert, Hahn, Howard, Hunter, Jennings, Kirk, Labrie, Ladd, Laughlin, Layman, Maxwell, McCoy, Miller of Linn, Moore, Morelock, Moss, Myers, Northup, Paquet, Paulsen, Pope, Powell, Price, Ricker, Roberts, Roe, Short, Stafford, Strowbridge, Thompson, Waldo, Weed, Williamson, and Mr. Speaker—44.

Nays—None.

Absent—Messrs. Armstrong, Blundell, Crook, Fell, Gambee, Geer,

Gilham, Goodnough, Harrington, Haskell, Hume, Miller of Jackson, Napton, Parker, Thomas and Wilson—16.

So the rules were suspended and the bill was read the second time by title and passed to its third reading.

The Chair submitted the following:

#### MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
SALEM, Oregon,  
February 13, 1889. }

*Mr. Speaker :*

I am directed by the President to inform you that the senate has passed senate bill No. 153, being a bill for an Act to incorporate the town of Linkville, Oregon.

And the same is herewith transmitted for the consideration of the house.

JOHN H. SHUPE,  
Chief Clerk.

Mr. Layman moved to suspend the rules and read senate bill No. 153 the first time by title only.

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Bean, Belknap, Bowditch, Condon, Crosno, Derby, Fisher of Polk, Fisher of Multnomah, Gilbert, Gilham, Hahn, Howard, Hume, Hunter, Jennings, Kirk, Labrie, Laughlin, Layman, Maxwell, McCoy, Miller of Linn, Moore, Morelock, Moss, Myers, Paquet, Paulsen, Pope, Powell, Price, Ricker, Roberts, Roe, Short, Stafford, Strowbridge, Waldo, Weed, Williamson, and Mr. Speaker—41.

Nays—None.

Absent—Messrs. Apperson, Armstrong, Blundell, Crook, Earhart, Fell, Gambee, Geer, Goodnough, Harrington, Haskell, Ladd, Miller of Jackson, Napton, Northup, Parker, Thomas, Thompson and Wilson—19.

So the rules were suspended and the bill was read the first time by title.

Mr. Moss moved to further suspend the rules and read senate bill No. 153 the second time by title now.

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Armstrong, Bean, Blundell, Bowditch, Condon, Crosno, Derby, Fisher of Polk, Fisher of Multnomah, Gilbert, Gilham, Hahn, Hume, Hunter, Jennings, Kirk, Labrie, Laughlin, Layman, Maxwell,

Miller of Linn, Moore, Morelock, Moss, Myers, Northup, Paquet, Paulsen, Pope, Powell, Price, Ricker, Roberts, Roe, Short, Stafford, Strowbridge, Thompson, Waldo, Weed, Williamson, and Mr. Speaker—42.

Nays—None.

Absent—Messrs. Apperson, Belknap, Crook, Earhart, Fell, Gambee, Geer, Goodnough, Harrington, Haskell, Howard, Ladd, McCoy, Miller of Jackson, Napton, Parker, Thomas and Wilson—18.

So the rules were suspended and senate bill No. 153 was read the second time by title and passed to third reading.

Messrs. Ladd, Apperson and Earhart were excused.

The Speaker submitted the following:

#### MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
SALEM, Oregon,  
February 13, 1889. }

*Mr. Speaker:*

I am directed by the President to inform you that the senate has passed senate bill No. 185, being a bill for an Act to amend an Act entitled an Act to incorporate the town of Rainier.

And the same is herewith transmitted for the consideration of the house.

JOHN H. SHUPE,  
Chief Clerk.

Mr. Weed moved to suspend the rules and read senate bill No. 185 the first time by title only.

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Armstrong, Bean, Belknap, Bowditch, Condon, Crosno, Derby, Fisher of Polk, Fisher of Multnomah, Gilbert, Gilham, Hahn, Hume, Hunter, Jennings, Kirk, Labrie, Laughlin, Layman, Maxwell, McCoy, Miller of Linn, Moore, Morelock, Moss, Myers, Northup, Paquet, Paulsen, Pope, Powell, Price, Ricker, Roberts, Roe, Short, Stafford, Strowbridge, Thompson, Waldo, Weed, Williamson, and Mr. Speaker—43.

Nays—None.

Absent—Messrs. Apperson, Blundell, Crook, Earhart, Fell, Gambee, Geer, Goodnough, Harrington, Haskell, Howard, Ladd, Miller of Jackson, Napton, Parker, Thomas and Wilson—17.

So the rules were suspended and senate bill No. 185 was read the first time by title.

Mr. Weed moved to suspend the rules and read senate bill No. 185 the second time by title now.

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Armstrong, Bean, Belknap, Blundell, Bowditch, Condon, Crosno, Derby, Fisher of Polk, Fisher of Multnomah, Gilbert, Hahn, Howard, Hume, Hunter, Jennings, Kirk, Labrie, Laughlin, Layman, Maxwell, McCoy, Miller of Linn, Moore, Morelock, Moss, Myers, Northup, Paquet, Paulsen, Pope, Powell, Price, Ricker, Roberts, Roe, Short, Stafford, Strowbridge, Thompson, Waldo, Weed, Williamson, and Mr. Speaker—44.

Nays—None.

Absent—Messrs. Apperson, Crook, Earhart, Fell, Gambee, Geer, Gilham, Goodnough, Harrington, Haskell, Ladd, Miller of Jackson, Napton, Parker, Thomas and Wilson—16.

So the rules were suspended and the bill was read the second time by title.

House bill No. 157, a corporation bill, under the special order for the evening, was read the third time.

“Shall the bill pass?”

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Armstrong, Bean, Belknap, Blundell, Condon, Crosno, Derby, Fisher of Polk, Fisher of Multnomah, Gilbert, Hahn, Howard, Hume, Hunter, Jennings, Kirk, Labrie, Laughlin, Layman, Maxwell, Miller of Linn, Moore, Morelock, Moss, Myers, Northup, Paquet, Paulsen, Pope, Powell, Ricker, Roe, Short, Stafford, Strowbridge, Waldo, Weed, Williamson, and Mr. Speaker—39.

Nays—None.

Absent—Messrs. Apperson, Bowditch, Crook, Earhart, Fell, Gambee, Geer, Gilham, Goodnough, Harrington, Haskell, Ladd, McCoy, Miller of Jackson, Napton, Parker, Price, Roberts, Thomas, Thompson and Wilson—21.

No quorum.

No quorum being present, Messrs. Hume and Northup demanded a call of the house.

The roll was called, and those absent were:

Messrs. Apperson, Bean, Crook, Derby, Fell, Earhart, Fisher of Polk, Gambee, Geer, Goodnough, Harrington, Haskell, Ladd, Laughlin, McCoy, Morelock, Napton, Parker, Price, Roberts, Thomas, Thompson and Wilson.

On motion of Mr. Miller of Jackson, further proceedings under the call of the house were dispensed with.

The passage of house bill No. 157 recurring.

On this question the roll was called and the vote was :

Those voting aye were :

Messrs. Armstrong, Belknap, Blundell, Bowditch, Condon, Crook, Crosno, Derby, Fisher of Polk, Fisher of Multnomah, Gilbert, Gilham, Hahn, Haskell, Howard, Hume, Hunter, Jennings, Kirk, Labrie, Ladd, Laughlin, Layman, Maxwell, Miller of Jackson, Miller of Linn, Moore, Morelock, Moss, Myers, Northup, Paquet, Paulsen, Pope, Powell, Price, Ricker, Roberts, Roe, Short, Stafford, Strowbridge, Thompson, Waldo, Weed, Williamson, and Mr. Speaker—47.

Nays—None.

Absent—Messrs. Apperson, Bean, Earhart, Fell, Gambee, Geer, Goodnough, Harrington, McCoy, Napton, Parker, Thomas and Wilson—13.

So the bill passed, and there being no objection, the title of the bill stood for the title of the Act.

House bill No. 64 was read the third time.

“Shall the bill pass?”

On this question the roll was called and the vote was :

Those voting aye were :

Messrs. Armstrong, Bean, Belknap, Blundell, Condon, Crook, Crosno, Derby, Fisher of Polk, Fisher of Multnomah, Gilbert, Gilham, Hahn, Haskell, Howard, Hume, Hunter, Jennings, Kirk, Labrie, Ladd, Laughlin, Layman, Maxwell, Miller of Linn, Moore, Morelock, Moss, Myers, Northup, Paquet, Paulsen, Pope, Powell, Price, Ricker, Roberts, Roe, Short, Stafford, Strowbridge, Thompson, Waldo, Weed, Williamson, and Mr. Speaker—46.

Nays—None.

Absent—Messrs. Apperson, Bowditch, Earhart, Fell, Gambee, Geer, Goodnough, Harrington, McCoy, Miller of Jackson, Napton, Parker, Thomas and Wilson—14.

So the bill passed, and there being no objection, the title of the bill stood for the title of the Act.

The Chair submitted the following :

#### MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
SALEM, Oregon,  
February 13, 1889. }

*Mr. Speaker :*

I am directed by the President to inform you that the senate has passed senate bill No. 190, being a bill for an Act to incorporate the city of McMinnville, Yamhill county, Oregon.

And the same is herewith transmitted to you for the consideration of the house.

JOHN H. SHUPE,  
Chief Clerk.

Mr. Jennings moved to suspend the rules and read senate bill No. 190 the first time by title only.

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Armstrong, Bean, Belknap, Blundell, Bowditch, Condon, Crook, Crosno, Derby, Fisher of Polk, Fisher of Multnomah, Gambee, Gilbert, Gilham, Hahn, Haskell, Howard, Hume, Hunter, Jennings, Labrie, Ladd, Laughlin, Layman, Maxwell, Miller of Linn, Moore, Morelock, Moss, Northup, Paquet, Paulsen, Pope, Powell, Price, Ricker, Roberts, Roe, Short, Stafford, Strowbridge, Thompson, Waldo, Weed, Williamson, and Mr. Speaker—46.

Nays—None.

Absent—Messrs. Apperson, Earhart, Fell, Geer, Goodnough, Harrington, Kirk, McCoy, Miller of Jackson, Myers, Napton, Parker, Thomas and Wilson—14.

So the rules were suspended and senate bill No. 190 was read the first time by title only.

Mr. Derby moved to suspend the rules and read senate bill No. 190 the second time by title now.

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Armstrong, Bean, Belknap, Blundell, Condon, Crook, Crosno, Derby, Fisher of Polk, Fisher of Multnomah, Gambee, Gilbert, Gilham, Hahn, Haskell, Howard, Hume, Hunter, Jennings, Kirk, Labrie, Ladd, Laughlin, Layman, Maxwell, Miller of Linn, Moore, Morelock, Moss, Northup, Paquet, Paulsen, Pope, Powell, Price, Ricker, Roberts, Roe, Short, Stafford, Strowbridge, Thompson, Waldo, Weed, Williamson, Wilson, and Mr. Speaker—47.

Nays—None.

Absent—Messrs. Apperson, Bowditch, Earhart, Fell, Geer, Goodnough, Harrington, McCoy, Miller of Jackson, Myers, Napton, Parker and Thomas—13.

So the rules were suspended and the bill was read the second time by title and referred to the committee on corporations.

The Speaker submitted the following:

## MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
SALEM, Oregon,  
February 13, 1889. }

*Mr. Speaker :*

I am directed by the President to inform you that the senate has passed senate bill No. 188, being a bill for an Act to amend the charter of Hillsboro.

And the same is herewith transmitted for the consideration of the house.

JOHN H. SHUPE,  
Chief Clerk.

Mr. Paulsen moved to suspend the rules and read senate bill No. 188 the first time by title only.

On this question the roll was called and the vote was :

Those voting aye were :

Messrs. Armstrong, Bean, Belknap, Blundell, Bowditch, Condon, Crook, Crosno, Derby, Fisher of Polk, Fisher of Multnomah, Gambee, Gilbert, Gilham, Hahn, Haskell, Howard, Hume, Hunter, Jennings, Kirk, Labrie, Ladd, Laughlin, Layman, Maxwell, Miller of Linn, Moore, Morelock, Moss, Myers, Northup, Paquet, Paulsen, Pope, Powell, Price, Ricker, Roberts, Roe, Short, Stafford, Strowbridge, Thompson, Waldo, Weed, Williamson, Wilson, and Mr. Speaker—49.

Nays—None.

Absent—Messrs. Apperson, Earhart, Fell, Geer, Goodnough, Harrington, McCoy, Miller of Jackson, Napton, Parker and Thomas—11.

So the rules were suspended and the bill was read the first time by title.

Mr. Paulsen moved to further suspend the rules and read senate bill No. 188 the second time by title now.

On this question the roll was called and the vote was :

Those voting aye were :

Messrs. Armstrong, Bean, Belknap, Blundell, Bowditch, Condon, Crook, Crosno, Derby, Fisher of Polk, Fisher of Multnomah, Gambee, Gilbert, Gilham, Hahn, Haskell, Howard, Hume, Hunter, Jennings, Kirk, Labrie, Ladd, Laughlin, Layman, Maxwell, Miller of Linn, Moore, Morelock, Moss, Myers, Northup, Paquet, Paulsen, Pope, Powell, Price, Ricker, Roberts, Roe, Short, Stafford, Strowbridge, Thompson, Waldo, Weed, Williamson, Wilson, and Mr. Speaker—49.

Nays—None.



Absent—Messrs. Apperson, Earhart, Fell, Geer, Goodnough, Harrington, McCoy, Miller of Jackson, Napton, Parker and Thomas—11.

So the rules were suspended and senate bill No. 188 was read second time by title.

Mr. Laughlin presented a remonstrance from the citizens of McMinnville against the passage of this bill, which was read and, on motion of Mr. Derby, the bill was referred to the committee on corporations.

House bill No. 132 was read the third time.

“Shall the bill pass?”

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Armstrong, Bean, Belknap, Blundell, Bowditch, Condon, Crook, Crosno, Derby, Fisher of Polk, Fisher of Multnomah, Gambee, Gilbert, Gilham, Hahn, Haskell, Howard, Hume, Hunter, Jennings, Kirk, Labrie, Ladd, Laughlin, Layman, Maxwell, Miller of Linn, Moore, Morelock, Moss, Myers, Northup, Paquet, Paulsen, Pope, Powell, Price, Ricker, Roberts, Roe, Short, Stafford, Strowbridge, Thompson, Waldo, Williamson, Wilson, and Mr. Speaker—49.

Nays—None.

Absent—Messrs. Apperson, Earhart, Fell, Geer, Goodnough, Harrington, McCoy, Miller of Jackson, Napton, Parker and Thomas—11.

So the bill passed, and there being no objection, the title of the bill stood as the title of the Act.

House bill No. 126 was read the third time.

“Shall the bill pass?”

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Armstrong, Bean, Blundell, Bowditch, Condon, Crook, Crosno, Derby, Fisher of Polk, Fisher of Multnomah, Gambee, Gilham, Hahn, Haskell, Howard, Hume, Hunter, Jennings, Labrie, Ladd, Laughlin, Layman, Maxwell, Miller of Linn, Moore, Morelock, Moss, Myers, Northup, Paquet, Pope, Powell, Price, Ricker, Roberts, Roe, Short, Stafford, Strowbridge, Thompson, Waldo, Weed, Williamson, Wilson, and Mr. Speaker—45.

Nays—None.

Absent—Messrs. Apperson, Belknap, Earhart, Fell, Geer, Gilbert, Goodnough, Harrington, Kirk, McCoy, Miller of Jackson, Napton, Parker, Paulsen and Thomas—15.

So the bill passed, and there being no objection, the title of the bill stood as the title of the Act.

Mr. Morelock moved to adjourn.

Lost.

House bill No. 139 was read the third time.

"Shall the bill pass?"

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Armstrong, Bean, Belknap, Blundell, Bowditch, Condon, Crook, Crosno, Derby, Fisher of Polk, Fisher of Multnomah, Gilbert, Gilham, Haskell, Howard, Hume, Hunter, Jennings, Labrie, Ladd, Laughlin, Layman, Maxwell, Miller of Linn, Moore, Morelock, Moss, Myers, Northup, Paquet, Pope, Powell, Price, Ritker, Roberts, Roe, Short, Stafford, Strowbridge, Thompson, Waldo, Weed, Williamson, Wilson, and Mr. Speaker—45.

Nays—None.

Absent—Messrs. Apperson, Earhart, Fell, Gambee, Geer, Good-nough, Hahn, Harrington, Kirk, McCoy, Miller of Jackson, Napton, Parker, Paulsen and Thomas—15.

So the bill passed, and there being no objection, the title of the bill stood for the title of the Act.

House bill No. 85 was read the third time.

"Shall the bill pass?"

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Armstrong, Bean, Belknap, Blundell, Bowditch, Condon, Crook, Crosno, Derby, Fisher of Polk, Fisher of Multnomah, Gilbert, Gilham, Haskell, Howard, Hume, Hunter, Jennings, Kirk, Labrie, Ladd, Laughlin, Layman, Maxwell, Miller of Linn, Moore, Morelock, Northup, Paquet, Pope, Powell, Price, Ricker, Roberts, Roe, Short, Stafford, Strowbridge, Thompson, Waldo, Weed, Williamson, Wilson, and Mr. Speaker—44.

Nays—None.

Absent—Messrs. Apperson, Earhart, Fell, Gambee, Geer, Good-nough, Hahn, Harrington, McCoy, Miller of Jackson, Moss, Myers, Napton, Parker, Paulsen and Thomas—16.

So the bill passed, and there being no objection, the title of the bill stood for the title of the Act.

By unanimous consent, the committee on corporations submitted the following:

#### REPORT.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
February 13, 1889. }

*Mr. Speaker:*

Your committee on corporations, to whom was referred senate bill No. 55, beg leave to report that they have had the same under

consideration, and would respectfully report it back to the house with the recommendation that it do pass.

R. R. LAUGHLIN,  
Chairman.

House bill No. 223 was read the third time.

"Shall the bill pass?"

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Armstrong, Bean, Belknap, Blundell, Bowditch, Condon, Crook, Crosno, Derby, Fisher of Polk, Fisher of Multnomah, Gilham, Haskell, Howard, Hume, Hunter, Jennings, Kirk, Labrie, Ladd, Laughlin, Layman, Maxwell, Miller of Linn, Moore, Morelock, Moss, Myers, Northup, Paquet, Paulsen, Pope, Powell, Price, Ricker, Roberts, Roe, Short, Stafford, Strowbridge, Waldo, Weed, Williamson, Wilson, and Mr. Speaker—45.

Nays—None.

Absent—Messrs. Apperson, Earhart, Fell, Gambee, Geer, Gilbert, Goodnough, Hahn, Harrington, McCoy, Miller of Jackson, Napton, Parker, Thomas and Thompson—15.

So the bill passed, and there being no objection, the title of the bill stood as the title of the Act.

The Speaker submitted the following:

#### MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
SALEM, Oregon,  
February 13, 1889. }

*Mr. Speaker:*

I am directed by the President to inform you that the senate has passed senate bill No. 165, being a bill for an Act to incorporate Baker City, Oregon.

And the same is herewith transmitted for the consideration of the house.

JOHN H. SHUPE,  
Chief Clerk.

Mr. Layman moved to suspend the rules and read senate bill No. 165 the first time by title.

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Armstrong, Bean, Belknap, Blundell, Bowditch, Condon, Crosno, Derby, Fisher of Polk, Fisher of Multnomah, Gilbert, Gilham, Haskell, Howard, Hume, Hunter, Jennings, Kirk, Labrie,

Ladd, Laughlin, Layman, Maxwell, Miller of Linn, Moore, Morelock, Moss, Myers, Northup, Paquet, Paulsen, Pope, Powell, Price, Ricker, Roberts, Roe, Short, Stafford, Strowbridge, Waldo, Weed, Williamson, Wilson, and Mr. Speaker—45.

Nays—None.

Absent—Messrs. Apperson, Crook, Earhart, Fell, Gambee, Geer, Goodnough, Hahn, Harrington, McCoy, Miller of Jackson, Napton, Parker, Thomas and Thompson—15.

So the rules were suspended and senate bill No. 165 was read the first time by title.

Mr. Northup moved to suspend the rules and read the bill the second time by title now.

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Armstrong, Bean, Blundell, Bowditch, Condon, Crosno, Derby, Fisher of Polk, Fisher of Multnomah, Gilbert, Gilham, Hahn, Haskell, Howard, Hume, Hunter, Jennings, Kirk, Labrie, Ladd, Laughlin, Layman, Maxwell, Miller of Linn, Moore, Morelock, Myers, Northup, Paquet, Pope, Powell, Price, Ricker, Roberts, Roe, Short, Stafford, Strowbridge, Thompson, Waldo, Weed, Williamson, Wilson, and Mr. Speaker—44.

Nays—None.

Absent—Messrs. Apperson, Belknap, Crook, Earhart, Fell, Gambee, Geer, Goodnough, Harrington, McCoy, Miller of Jackson, Moss, Napton, Parker, Paulsen and Thomas—16.

So the rules were suspended and senate bill No. 165 was read the second time by title.

Mr. Thompson moved to adjourn.

Lost.

House bill No. 199 was read the third time.

"Shall the bill pass?"

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Armstrong, Bean, Belknap, Bowditch, Condon, Crosno, Derby, Fisher of Polk, Fisher of Multnomah, Gilbert, Gilham, Hahn, Haskell, Howard, Hume, Hunter, Jennings, Kirk, Labrie, Ladd, Laughlin, Layman, Maxwell, Miller of Linn, Moore, Morelock, Moss, Myers, Northup, Paquet, Paulsen, Pope, Powell, Price, Ricker, Roberts, Roe, Short, Stafford, Strowbridge, Thompson, Waldo, Weed, Williamson, Wilson, and Mr. Speaker—46.

Nays—None.

Absent—Messrs. Apperson, Blundell, Crook, Earhart, Fell, Gambee, Geer, Goodnough, Harrington, McCoy, Miller of Jackson, Napton, Parker and Thomas—14.

So the bill passed, and there being no objection, the title of the bill stood for the title of the Act.

House bill No. 71 was read the third time.

"Shall the bill pass?"

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Armstrong, Bean, Belknap, Blundell, Bowditch, Condon, Crosno, Derby, Fisher of Polk, Fisher of Multnomah, Gambee, Gilbert, Gilham, Hahn, Haskell, Howard, Hume, Hunter, Jennings, Kirk, Labrie, Ladd, Laughlin, Layman, Maxwell, Miller of Linn, Moore, Morelock, Moss, Northup, Paquet, Paulsen, Pope, Powell, Ricker, Roberts, Roe, Short, Stafford, Strowbridge, Thompson, Waldo, Weed, Williamson, Wilson, and Mr. Speaker—46.

Nays—None.

Absent—Messrs. Apperson, Crook, Earhart, Fell, Geer, Goodnough, Harrington, McCoy, Miller of Jackson, Myers, Napton, Parker, Price and Thomas—14.

So the bill passed, and there being no objection, the title of the bill stood for the title of the Act.

Mr. Bowditch moved to adjourn.

Lost.

House bill No. 135 was read the third time.

"Shall the bill pass?"

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Armstrong, Bean, Belknap, Blundell, Condon, Crosno, Derby, Fisher of Polk, Fisher of Multnomah, Gilbert, Gilham, Hahn, Haskell, Howard, Hume, Hunter, Jennings, Kirk, Labrie, Ladd, Laughlin, Layman, Maxwell, Miller of Linn, Moore, Morelock, Moss, Paquet, Paulsen, Powell, Price, Ricker, Roberts, Roe, Short, Stafford, Strowbridge, Thompson, Waldo, Weed, Williamson, Wilson, and Mr. Speaker—43.

Nays—None.

Absent—Messrs. Apperson, Bowditch, Crook, Earhart, Fell, Gambee, Geer, Goodnough, Harrington, McCoy, Miller of Jackson, Myers, Napton, Northup, Parker, Pope, and Thomas—17.

So the bill passed, and there being no objection, the title of the bill stood as the title of the Act.

On motion of Mr. Blundell the house adjourned.

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THURSDAY, FEBRUARY 14, 1889.

## MORNING SESSION.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
February 14, 1889. }

House called to order at 9:30 o'clock A. M., Mr. Speaker in the chair.

The roll was called and Messrs. Bean, Fell, Gambee, R. A. Miller, Myers, Parker, Paulsen, Stafford, Thomas, Thompson and Wilson were absent.

On motion of Mr. Hume, the reading of the journal of yesterday was dispensed with.

Mr. Blundell introduced house resolution No. 28, and moved its adoption:

## HOUSE RESOLUTION NO. 28.

*Resolved*, That hereafter no member of the house shall speak more than once on any bill or other matter before the house for consideration, and then not to exceed five minutes.

Mr. Laughlin moved to amend as follows:

And the member who introduced the measure may make a second speech in reply, not to exceed five minutes.

The amendment was accepted, and the resolution as amended was adopted.

Mr. Thompson introduced house resolution No. 29:

## HOUSE RESOLUTION NO. 29.

*Resolved*, That the Second Assistant Clerk of the house be allowed \$3 per day in addition to the compensation fixed by house resolution No. 26.

On motion of Mr. Thompson, the resolution was adopted.

The Wasco delegation, to whom was referred house bills Nos. 69 and 70, with leave to report at any time, submitted the following:

## REPORT.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
February 14, 1889. }

*Mr. Speaker:*

Your special committee, the Wasco delegation, to whom was

referred senate bills Nos. 69 and 70, beg leave to report that they have had the same under consideration, and would respectfully report them back to the house with the recommendation that they do pass.

E. O. McCOY,  
E. L. SMITH.

The committee on agriculture, with leave to report at any time, submitted the following:

#### REPORT.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
February 12, 1889. }

*Mr. Speaker :*

Your committee on agriculture, to whom was referred senate bill No. 74, beg leave to report that they have had the same under consideration and would respectfully report it back to the house with the recommendation that it do pass.

F. S. POWELL,  
Chairman.

By unanimous consent, the committee on public buildings submitted the following:

#### REPORT.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
February 8, 1889. }

*Mr. Speaker :*

Your committee on public buildings, to whom was referred house joint resolution No. 10, beg leave to report that they have had the same under consideration, and recommend its passage, with the following amendment:

#### AMENDMENT.

"Provided, that the provisions of this resolution meet with no opposition on the part of the city of Salem."

T. T. GEER,  
Chairman.

On motion of Mr. Geer, the report was adopted, and the resolution was also adopted.

The house proceeded under house resolution No. 25.

Mr. Apperson's name being called, the house proceeded to consider house bill No. 63.

House bill No. 63 was read the third time.

"Shall the bill pass?"

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Apperson, Armstrong, Bean, Belknap, Blundell, Crook, Crosno, Earhart, Fisher of Polk, Fisher of Multnomah, Geer, Gilbert, Gilham, Goodnough, Harrington, Howard, Hume, Hunter, Labrie, Ladd, Laughlin, Layman, Maxwell, McCoy, Miller of Jackson, Moss, Napton, Northup, Paquet, Paulsen, Powell, Price, Ricker, Roe, Short, Strowbridge, Weed, Williamson, Wilson, and Mr. Speaker—40.

Nays—Messrs. Bowditch, Condon, Derby, Gambee, Hahn, Jennings, Miller of Linn, Moore, Morelock, Pope, Roberts, Stafford, Thomas, Thompson and Waldo—15.

Absent—Messrs. Fell, Haskell, Kirk, Myers and Parker—5.

So the bill passed, and there being no objection, the title of the bill stood as the title of the Act.

Mr. Armstrong named house bill No. 237.

On motion of Mr. Armstrong, the committee of the whole reported the bill back to the house as follows:

#### REPORT.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
February 13, 1889. }

*Mr. Speaker:*

Your committee of the whole house, to whom was referred house bill No. 237, beg leave to report that they have had the same under consideration, and would respectfully report it back to the house.

W. B. GILBERT,  
Chairman.

Mr. Armstrong moved to suspend the rules and read house bill No. 237 the first time by title only.

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Apperson, Armstrong, Bean, Belknap, Blundell, Bowditch, Condon, Crook, Crosno, Derby, Fell, Fisher of Polk, Fisher of Multnomah, Gambee, Geer, Gilbert, Gilham, Goodnough, Hahn, Harrington, Haskell, Howard, Hunter, Jennings, Labrie, Ladd, Laughlin, Layman, Maxwell, McCoy, Miller of Jackson, Miller of Linn, Moore, Morelock, Myers, Napton, Paquet, Parker, Paulsen, Pope, Powell, Ricker, Roberts, Roe, Short, Stafford, Strowbridge,



Thomas, Thompson, Waldo, Weed, Williamson, Wilson, and Mr. Speaker—54.

Nays—Mr. Northup.

Absent—Messrs. Earhart, Hume, Kirk, Moss and Price—5.

So the rules were suspended and house bill No. 237 was read the first time by title.

Mr. Armstrong moved to further suspend the rules and read house bill No. 237 the second time by title now.

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Apperson, Armstrong, Bean, Belknap, Blundell, Bowditch, Condon, Crosno, Earhart, Fell, Fisher of Polk, Fisher of Multnomah, Gambee, Geer, Gilbert, Gilham, Goodnough, Hahn, Harrington, Haskell, Howard, Hunter, Jennings, Kirk, Labrie, Ladd, Laughlin, Layman, Maxwell, McCoy, Miller of Jackson, Miller of Linn, Moore, Moss, Myers, Napton, Paquet, Parker, Paulsen, Pope, Powell, Price, Ricker, Roe, Short, Stafford, Strowbridge, Thomas, Thompson, Waldo, Weed, Williamson, Wilson, and Mr. Speaker—54.

Nays—Messrs. Crook, Derby and Morelock—3.

Absent—Messrs. Hume, Northup and Roberts—3.

So the rules were suspended and house bill No. 237 was read the second time by title.

Mr. Thompson moved that the bill be considered in the committee of the whole on to-morrow at 2 o'clock.

Mr. Paquet moved to amend by striking out 2 P. M. and inserting 10 A. M.

Lost.

The original motion.

Lost.

Mr. Northup moved to amend line 2 of section 3 by striking out the word "credits," and moved its adoption.

Messrs. Northup and Ladd called for the yeas and nays.

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Apperson, Earhart, Fell, Fisher of Multnomah, Gilbert, Gilham, Goodnough, Hunter, Ladd, Laughlin, Maxwell, McCoy, Napton, Northup, Strowbridge, Thomas, Thompson, Weed, Wilson, and Mr. Speaker—20.

Nays—Messrs. Armstrong, Belknap, Blundell, Bowditch, Condon, Crook, Crosno, Derby, Fisher of Polk, Gambee, Geer, Hahn, Haskell, Howard, Jennings, Kirk, Labrie, Layman, Miller of Jackson, Miller of Linn, Moore, Morelock, Moss, Myers, Paquet, Parker, Paulsen, Pope, Powell, Price, Ricker, Roberts, Roe, Short, Stafford, Waldo and Williamson—37.

Absent—Messrs. Bean, Harrington and Hume—3.  
So the amendment was lost.  
The Chair submitted the following:

## MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
SALEM, Oregon,  
February 14, 1889. }

*Mr. Speaker:*

I am directed by the President to inform you that the senate has passed senate bill No. 92, being a bill for an Act to authorize the construction of a bridge between Portland and East Portland, in Multnomah county, Oregon.

And the same is herewith transmitted for the consideration of the house.

JOHN H. SHUPE,  
Chief Clerk.

Senate bill No. 92 was read the first time.

Mr. Condon moved to suspend the rules and read senate bill No. 92 the second time by title now.

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Apperson, Armstrong, Bean, Belknap, Blundell, Condon, Crook, Crosno, Derby, Earhart, Fell, Fisher of Polk, Fisher of Multnomah, Geer, Gilbert, Gilham, Goodnough, Hahn, Haskell, Howard, Hunter, Jennings, Labrie, Ladd, Laughlin, Layman, Maxwell, Miller of Jackson, Miller of Linn, Moore, Morelock, Moss, Napton, Paquet, Parker, Paulsen, Pope, Powell, Price, Ricker, Roberts, Roe, Short, Stafford, Thomas, Thompson, Waldo, Weed, Williamson, Wilson, and Mr. Speaker—51.

Nays—None.

Absent—Messrs. Bowditch, Gambee, Harrington, Hume, Kirk, McCoy, Myers, Northup and Strowbridge—9.

So the rules were suspended and the bill was read the second time by title.

Mr. Thompson moved to refer the bill to the committee on roads and highways.

Mr. Paulsen moved to add, with leave to report at any time.

Amendment accepted and motion adopted.

Proceeding with the consideration of house bill No. 237, Mr. Paulsen moved to strike out subdivision 33 of section 24.

Lost.

Mr. Bean submitted the following and moved its adoption:

I move to amend section 18, house bill No. 237, by inserting after the word "follows," in line 4, of said section 18, the words: "In the year 1889 all of said indebtedness."

Carried.

Mr. Price moved to amend section 4, line 2, by adding after the word "active" the words "or exempt."

Carried.

Mr. Crosno moved to strike out all of section 18 after the word "follows" in line 4.

Lost.

Mr. Jennings moved the following amendment to house bill No. 237—report of committee on assessment and taxation:

I move to amend section 81 by striking out all after the word "taxes," in line six (6), of printed bill, and insert the following: "They shall assess three days' work to be performed by every male between twenty-one and fifty years of age, except persons who are a public charge or are too infirm to perform labor; they shall apportion the labor to be performed in their road districts according to the valuation of taxable property owned therein—the ratio of one day's work for each and every seven hundred dollars assessed for State and county purposes the last preceding year; *provided*, that any person may in lieu of each day's work to be performed according to this chapter, pay into the hands of the supervisor the sum of one dollar and fifty cents, to be expended for labor or material on the public roads in the district where the said property so taxed is located."

Mr. Bean moved to amend the amendment by striking out "seven hundred" and inserting "one thousand" in lieu thereof.

The amendment to the amendment was adopted and the original amendment was defeated.

Mr. Paquet moved the following:

Amend section 18 by striking out all of line 4 after the word "State," and add "until the first day of March, 1890." Strike out all of line 5 and line 6 to the word "thereafter," then strike out all of lines 7, 8 and 9 from and after the word "provided," in line 7, including the word "provided."

Which was likewise defeated.

Mr. Northup moved the following:

I move to amend section 12, in line 12, of printed bill, by striking out the words "to his guardian" and inserting in lieu thereof the words "to such minor child."

Carried.

Mr. Thompson moved to amend section 44, line 25, after the word "third" by inserting the word "fourth."

Adopted.

Mr. Bean moved the following:

I move to amend section 85, of house bill No. 237, by striking out the word "treasurer" in line 5 of said section, and insert in lieu thereof the word "sheriff."

Lost.

Mr. Thompson moved the following:

Amend section 45, line 3, after the word "therein," by striking out all the remainder of the paragraph.

Lost.

The Chair submitted the following:

MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
SALEM, Oregon,  
February 14, 1889. }

*Mr. Speaker:*

I am directed by the President to inform you that the senate has passed senate bill No. 204, being a bill for an Act to re-locate the county seat of Polk county.

And the same is herewith transmitted to you for the consideration of the house.

JOHN H. SHUPE,  
Chief Clerk.

Senate bill No. 204 was read the first time.

Mr. Fell moved to suspend the rules and read the bill the second time by title.

Mr. Fisher of Polk moved to indefinitely postpone the bill.

Lost.

On this question to suspend the rules the roll was called and the vote was:

Those voting aye were:

Messrs. Apperson, Armstrong, Bean, Belknap, Blundell, Bowditch, Crook, Crosno, Derby, Earhart, Fell, Fisher of Polk, Fisher of Multnomah, Gambee, Geer, Gilham, Goodnough, Hahn, Harrington, Haskell, Howard, Hume, Hunter, Jennings, Kirk, Labrie, Ladd, Laughlin, Layman, McCoy, Miller of Jackson, Moore, Morelock, Moss, Myers, Napton, Northup, Paquet, Parker, Paulsen, Pope, Powell, Price, Roberts, Roe, Short, Stafford, Strowbridge, Thompson, Waldo, Weed, Williamson and Wilson—53.

Nays—None.

Absent—Messrs. Condon, Gilbert, Maxwell, Miller of Linn, Ricker, Thomas, and Mr. Speaker—7.

So the rules were suspended and the bill was read the second time by title.

Mr. Fisher of Polk moved to refer the bill to the committee on counties.

Mr. Powell moved to amend by sending the bill to the committee on commerce.

Lost.

Mr. Paulsen moved to add to the original motion, "with leave to report at any time."

Amendment accepted, and the bill went to the committee on counties, with leave to report at any time.

Messrs. Wilson, Myers, Fisher of Multnomah and Fell were granted leave of absence for the afternoon.

On motion of Mr. Northup, the house adjourned.

#### AFTERNOON SESSION.

House called to order at 1:30 o'clock P. M., Mr. Speaker in the chair.

Roll called, and those absent were Messrs. Wilson, Fell, Fisher of Multnomah, Myers, Goodnough, Paquet, Parker, Miller of Jackson and Waldo.

Messrs. Fell, Wilson and Fisher of Multnomah were excused.

Mr. Harrington introduced house bill No. 238, previous notice having been given; it being an Act for the commitment of juvenile delinquents to the custody of private charitable institutions.

Read first time and passed to second reading.

Mr. Armstrong moved to suspend the rules and consider house bill No. 237 engrossed and read the third time now.

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Armstrong, Bean, Belknap, Blundell, Bowditch, Condon, Crook, Crosno, Fisher of Polk, Geer, Gilham, Haskell, Howard, Hume, Hunter, Kirk, Labrie, Layman, McCoy, Miller of Linn, Moore, Moss, Ricker, Roberts, Strowbridge, Waldo, Williamson, and Mr. Speaker—28.

Nays—Messrs. Apperson, Derby, Earhart, Gambee, Gilbert, Goodnough, Hahn, Jennings, Ladd, Laughlin, Maxwell, Morelock, Napton, Northup, Paulsen, Pope, Powell, Price, Roe, Short, Stafford, Thomas, Thompson and Weed—24.

Absent—Messrs. Fell, Fisher of Multnomah, Harrington, Miller of Jackson, Myers, Paquet, Parker and Wilson—8.

So the house refused to suspend the rules.

On motion of Mr. Armstrong, the bill was referred to engrossing committee.

Mr. Bean was called, and chose senate bill No. 79.

Senate bill No. 79 was read the third time.

"Shall the bill pass?"

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Armstrong, Bean, Belknap, Blundell, Bowditch, Condon, Crook, Crosno, Earhart, Gambee, Geer, Gilbert, Gilham, Goodnough, Harrington, Haskell, Howard, Hume, Hunter, Kirk, Labrie, Ladd, Laughlin, Layman, Maxwell, McCoy, Miller of Jackson, Moore, Napton, Northup, Parker, Powell, Price, Ricker, Roe, Strowbridge, Thomas, Weed, Williamson, and Mr. Speaker—40.

Nays—Messrs. Derby, Fisher of Polk, Hahn, Jennings, Miller of Linn, Morelock, Moss, Paquet, Paulsen, Pope, Roberts, Short, Stafford, Thompson and Waldo—15.

Absent—Messrs. Apperson, Fell, Fisher of Multnomah, Myers and Wilson—5.

So the bill passed.

The Speaker submitted the following:

MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
SALEM, Oregon,  
February 14, 1889. }

*Mr. Speaker:*

I am directed by the President to inform you that he has signed house bill No. 91.

And the same is herewith transmitted.

JOHN H. SHUPE,  
Chief Clerk.

Mr. Belknap's name was called and he selected house bill No. 164.

The bill being deficient in the enacting clause, by unanimous consent the clerk was authorized to insert it.

House bill No. 164 was read the third time.

"Shall the bill pass?"

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Armstrong, Bean, Belknap, Blundell, Crook, Crosno, Earhart, Fisher of Polk, Fisher of Multnomah, Gambee, Geer, Gilbert, Goodnough, Hahn, Harrington, Haskell, Hunter, Kirk,

Labrie, Ladd, Maxwell, McCoy, Miller of Jackson, Moore, Moss, Napton, Northup, Paquet, Parker, Paulsen, Pope, Powell, Price, Ricker, Roberts, Roe, Short, Strowbridge, Thomas, Thompson, Weed, Williamson, and Mr. Speaker—43.

Nays—Messrs. Bowditch, Condon, Derby, Hume, Jennings, Laughlin, Morelock, Myers, Stafford, Waldo and Wilson—11.

Absent—Messrs. Apperson, Fell, Gilham, Howard, Layman and Miller of Linn—6.

So the bill passed, and there being no objection, the title of the bill stood as the title of the Act.

The Chair submitted the following:

#### MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
SALEM, Oregon,  
February 14, 1889. }

*Mr. Speaker :*

I am directed by the President to inform you that the senate has passed senate bill No. 91, being a bill for an Act to provide for permanently locating the county seat of Gilliam county, Oregon.

And the same is herewith transmitted for the consideration of the house.

JOHN H. SHUPE,  
Chief Clerk.

Mr. Layman moved to suspend the rules and read senate bill No. 91 the first time by title.

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Apperson, Armstrong, Bean, Belknap, Blundell, Bowditch, Condon, Crook, Crosno, Derby, Fisher of Polk, Fisher of Multnomah, Gambee, Geer, Gilbert, Goodnough, Hahn, Harrington, Haskell, Howard, Hume, Hunter, Jennings, Labrie, Ladd, Laughlin, Layman, Maxwell, McCoy, Miller of Jackson, Moore, Morelock, Moss, Myers, Napton, Northup, Paquet, Parker, Paulsen, Pope, Powell, Price, Ricker, Roberts, Roe, Short, Stafford, Strowbridge, Thomas, Waldo, Weed, Williamson, Wilson, and Mr. Speaker—54.

Nays—None.

Absent—Messrs. Earhart, Fell, Gilham, Kirk, Miller of Linn, and Thompson—6.

So the rules were suspended and the bill was read the first time by title.

Mr. Apperson moved to further suspend the rules and read senate bill No. 91 the second time by title now.

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Apperson, Armstrong, Bean, Belknap, Blundell, Bowditch, Condon, Crook, Crosno, Derby, Earhart, Fisher of Polk, Fisher of Multnomah, Gambee, Geer, Gilbert, Goodnough, Hahn, Harrington, Haskell, Howard, Hume, Jennings, Labrie, Ladd, Laughlin, Layman, Maxwell, McCoy, Miller of Jackson, Miller of Linn, Moore, Morelock, Moss, Myers, Napton, Northup, Paquet, Parker, Pope, Price, Ricker, Roberts, Roe, Short, Stafford, Strowbridge, Thomas, Waldo, Weed, Williamson, Wilson, and Mr. Speaker—53.

Nays—None.

Absent—Messrs. Fell, Gilham, Hunter, Kirk, Paulsen, Price and Thompson—7.

So the rules were suspended and senate bill No. 91 was read the second time by title.

Mr. Thomas submitted the following amendment to senate bill No. 91:

By striking out all of section 1 and insert in lieu thereof the following:

Section 1. That on the first Monday in June, 1890, the legal voters of Gilliam county, State of Oregon, shall vote upon the question of permanently locating the county seat of Gilliam county. The poll books for said election shall be ruled and prepared so as to provide a sufficient number of columns for recording and counting all the votes cast for permanently locating the county seat of Gilliam county, and the election provided for in this Act shall be deemed and made a part of the general election in Gilliam county in the year 1890.

Also, to amend section 5 by striking out the word and figures "July, 1889," in line 6, section 5, of printed bill, and to insert in lieu thereof "September, 1890."

Mr. Apperson moved to refer the bill and amendments to the committee on counties, with leave to report at any time.

Mr. Thomas moved to amend by referring to the committee on elections.

Amendment accepted, and the motion as amended was adopted.

Mr. Blundell selected senate bill No. 85.

Senate bill No. 85 was read the third time.

"Shall the bill pass?"

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Armstrong, Bean, Belknap, Blundell, Bowditch, Condon, Crook, Derby, Earhart, Fisher of Polk, Fisher of Multnomah, Gambee, Geer, Gilbert, Gilham, Goodnough, Hahn, Harrington, Haskell,



Howard, Hume, Hunter, Jennings, Kirk, Labrie, Ladd, Laughlin, Layman, Maxwell, McCoy, Miller of Jackson, Moore, Moss, Myers, Napton, Northup, Parker, Pope, Powell, Price, Ricker, Roberts, Short, Stafford, Strowbridge, Thomas, Thompson, Waldo, Weed, Williamson, Wilson, and Mr. Speaker—52.

Nays—Messrs. Apperson, Miller of Linn, and Morelock—3.

Absent—Messrs. Crosno, Fell, Paquet, Paulsen and Roe—5.

So the bill passed.

Mr. Bowditch selected house bill No. 5, the same being in the hands of the engrossing committee.

The bill was made a special order for this evening at 7:30.

Mr. Condon selected house bill No. 114.

House bill No. 114 was read the third time.

"Shall the bill pass?"

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Apperson, Armstrong, Bean, Blundell, Bowditch, Condon, Crook, Crosno, Derby, Earhart, Fisher of Polk, Fisher of Multnomah, Gambee, Gilbert, Gilham, Goodnough, Hahn, Harrington, Haskell, Howard, Hume, Hunter, Jennings, Kirk, Labrie, Ladd, Laughlin, Layman, Maxwell, McCoy, Miller of Jackson, Miller of Linn, Moore, Morelock, Moss, Myers, Napton, Northup, Paquet, Parker, Paulsen, Pope, Powell, Price, Ricker, Roberts, Roe, Short, Stafford, Strowbridge, Thomas, Thompson, Waldo, Weed, Williamson, Wilson, and Mr. Speaker—57.

Nays—None.

Absent—Messrs. Belknap, Fell and Geer—3.

So the bill passed, and there being no objection, the title of the bill stood as the title of the Act.

The committee on engrossed bills submitted the following:

#### REPORT.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
February 14, 1889. }

*Mr. Speaker:*

Your committee on engrossed bills, to whom was referred house bills Nos. 187, 20, 2, 186, 140 and 235, beg leave to report the same back to the house as correctly engrossed.

J. H. ROBERTS,  
Chairman.

By unanimous consent, the special committee appointed by the

house under house concurrent resolution No. 3, to visit and report on the management of the insane asylum, submitted the following:

## REPORT.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
February 13, 1889. }

*To the Senate and House of Representatives of the Legislative Assembly of the State of Oregon :*

GENTLEMEN: The joint committee appointed under house concurrent resolution No. 3, to investigate the management and condition of the Oregon State insane asylum, report that the duty assigned to the committee has been discharged, and we find that the patients are supplied with all things necessary for their comfort, as far as the management is concerned.

The food furnished the inmates is wholesome and abundant.

The greatest attention is paid to their personal cleanliness.

The wards are clean and neat, with as perfect sanitary and hygiene surrounding as possible under all the circumstances. We were pleased to notice the ample provisions made for their mental diversion, so important to this class of patients, such as chapel exercises, music, dancing, etc.

The treatment of the patients by the attendants is courteous and humane. The books and accounts are neatly and accurately kept. There are at the present time 540 patients, and increasing at the rate of 80 per year. If this increase holds good in the future as in the past it will only be a very short time before the institution will be full and overflowing. We therefore recommend the erection of a new wing. We also believe that there should be a building erected for the special treatment of insane persons. The land now owned by the State susceptible of agriculture amounts to only 92½ acres, and from this small amount there has been returned to the State in the last to years the sum of twenty-six thousand dollars in the way of vegetables, etc.

And we recommend that the legislature provide for the purchase of more land, and we advise the selling of a tract of land belonging to the State lying some two miles from the asylum, for the reason that it is too far away to be of very much utility to the institution. The furnaces now in use for the purpose of heating the building are a source of great and constant danger to the inmates, and no false notion of economy should prevent the legislature from making ample provision for their perfect safety and welfare. And we therefore

recommend that said furnaces be replaced by steam heating apparatus; not only will the safety of the inmates be increased, but there will be a saving to the State of some three thousand dollars per annum. There is also great need of fire plugs to connect directly with the pumps, so that in case of fire the full force of the pump would be directly on the fire.

The library should not be neglected, as it is a source of great benefit to the patients.

The general expenses of the institution for the next two years must be provided for at this time.

We therefore ask and recommend the following appropriation for the purposes therein named:

For building new wings and furniture-----	\$ 40,000
For replacing heating furniture with steam heating apparatus-----	150,000
For fire plugs-----	3,000
For wainscoting and painting-----	2,000
For a building for special treatment-----	15,000
For general expenses-----	150,000
For electric light plant-----	8,000
For conveying indigents home-----	300
For library fund-----	300

We also recommend the appropriation of \$20,000 for the purchase of land, to be expended by the board of trustees, provided said board can obtain the land at such price as they deem reasonable.

Total amount-----	\$253,600
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Before concluding this report, we will say that Dr. Harry Lane, superintendent, extended to your committee every courtesy, and we have the utmost confidence in his integrity and ability as a superintendent.

Mr. Westacott, the commissary and clerk, extended to the clerk of this committee every facility for examining the books, papers and vouchers, all of which he found in perfect order and correctly kept.

The following stock are owned and kept at the asylum:

26 cows, worth-----	\$ 780
2 bulls, worth-----	1,000
13 calves, worth-----	130
5 Holstein heifers-----	1,000
7 horses-----	1,050
62 hogs-----	620

67 pigs -----	\$ 335
8,000 bushels potatoes -----	2,000
Stock in store -----	16,000
Farming implements -----	300
Total -----	\$22,315

J. H. ROBERTS,

Chairman Committee on part of the House.

J. B. LOONEY,

Chairman Committee on part of the Senate.

On motion of Mr. Maxwell, the report was adopted, and 200 copies ordered printed.

Mr. Crook's name being called, he selected senate bill No. 109.

Senate bill No. 109 was read the third time.

"Shall the bill pass?"

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Bean, Belknap, Blundell, Bowditch, Crook, Crosno, Derby, Fisher of Polk, Fisher of Multnomah, Gambee, Geer, Gilham, Goodnough, Hahn, Harrington, Haskell, Hunter, Kirk, Ladd, Laughlin, Maxwell, McCoy, Moore, Moss, Napton, Northup, Parker, Paulsen, Pope, Powell, Roberts, Roe, Strowbridge, Thomas, Thompson, Weed, Williamson, and Mr. Speaker—38.

Nays—Messrs. Armstrong, Condon, Gilbert, Howard, Jennings, Labrie, Layman, Miller of Linn, Morelock, Myers, Paquet, Price, Short, Stafford, Waldo and Wilson—16.

Absent—Messrs. Apperson, Earhart, Fell, Hume, Miller of Jackson and Ricker—6

So the bill passed.

Mr. Crosno's name being called, he selected senate bill No. 74.

Senate bill No. 74 was read the third time.

"Shall the bill pass?"

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Apperson, Armstrong, Bean, Belknap, Blundell, Condon, Crook, Crosno, Earhart, Fisher of Polk, Fisher of Multnomah, Gambee, Geer, Gilbert, Gilham, Goodnough, Hahn, Harrington, Haskell, Howard, Hume, Hunter, Jennings, Labrie, Ladd, Laughlin, Layman, Maxwell, McCoy, Miller of Jackson, Moore, Moss, Napton, Paquet, Parker, Powell, Price, Ricker, Roberts, Roe, Short, Stafford, Strowbridge, Weed, Williamson, Wilson, and Mr. Speaker—47.

Nays—Messrs. Derby, Miller of Linn, Myers, Paulsen, Thomas, Thompson and Waldo—7.

Absent—Messrs. Bowditch, Fell, Kirk, Morelock, Northup and Pope—6.

So the bill passed.

Mr. Derby selected house bill No. 24.

House bill No. 24 was read the third time.

“Shall the bill pass?”

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Armstrong, Bean, Belknap, Blundell, Condon, Derby; Earhart, Fisher of Polk, Fisher of Multnomah, Geer, Gilbert, Gilham, Hahn, Harrington, Haskell, Howard, Hume, Jennings, Labrie, Ladd, Laughlin, Layman, Maxwell, McCoy, Miller of Linn, Moore, Myers, Napton, Paquet, Parker, Paulsen, Powell, Ricker, Roberts, Roe, Short, Stafford, Strowbridge, Thomas, Thompson, Waldo, Weed, Williamson, Wilson, and Mr. Speaker—45.

Nays—Mr. Price.

Absent—Messrs. Apperson, Bowditch, Crook, Crosno, Fell, Gambee, Goodnough, Hunter, Kirk, Miller of Jackson, Morelock, Moss, Northup and Pope—14.

So the bill passed, and there being no objection, the title of the bill stood as the title of the Act.

Mr. Earhart's name being called, he selected house bill No. 151.

House bill No. 151 was read the first time.

“Shall the bill pass?”

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Apperson, Armstrong, Bean, Belknap, Condon, Crook, Derby, Earhart, Fisher of Polk, Fisher of Multnomah, Geer, Gilbert, Hahn, Harrington, Howard, Hume, Hunter, Jennings, Labrie, Ladd, Laughlin, Maxwell, McCoy, Miller of Linn, Moore, Morelock, Moss, Napton, Paquet, Parker, Powell, Price, Ricker, Roberts, Roe, Short, Stafford, Strowbridge, Thomas, Thompson, Waldo, Weed, Williamson, Wilson, and Mr. Speaker—45.

Nays—None.

Absent—Messrs. Blundell, Bowditch, Crosno, Fell, Gambee, Gilham, Goodnough, Haskell, Kirk, Layman, Miller of Jackson, Myers, Northup, Paulsen and Pope—15.

So the bill passed, and there being no objection, the title of the bill stood as the title of the Act.

Mr. Fell selected senate bill No. 11.

Mr. Thompson moved to suspend the rules and read senate bill No. 11 the second time by title only.

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Apperson, Armstrong, Belknap, Blundell, Condon, Crook, Derby, Fisher of Polk, Fisher of Multnomah, Geer, Gilbert, Hahn, Howard, Hume, Hunter, Jennings, Kirk, Labrie, Laughlin, Layman, Maxwell, McCoy, Miller of Linn, Moore, Morelock, Moss, Myers, Napton, Paquet, Parker, Paulsen, Pope, Powell, Price, Ricker, Roberts, Roe, Short, Strowbridge, Thomas, Thompson, Waldo, Weed, Williamson, Wilson, and Mr. Speaker—46.

Nays—None.

Absent—Messrs. Bean, Bowditch, Crosno, Earhart, Fell, Gambee, Gilham, Goodnough, Harrington, Haskell, Ladd, Miller of Jackson, Northup and Stafford—14.

So the rules were suspended and senate bill No. 11 was read the second time by title.

Mr. Thompson. moved to further suspend the rules and read senate bill No. 11 the third time now.

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Armstrong, Bean, Belknap, Blundell, Bowditch, Condon, Crook, Derby, Fisher of Polk, Fisher of Multnomah, Geer, Gilbert, Goodnough, Hahn, Howard, Hume, Hunter, Jennings, Kirk, Labrie, Layman, Maxwell, McCoy, Miller of Linn, Moore, Morelock, Moss, Myers, Napton, Paquet, Parker, Paulsen, Pope, Powell, Price, Ricker, Roberts, Roe, Short, Stafford, Strowbridge, Thomas, Thompson, Waldo, Weed, Williamson, Wilson, and Mr. Speaker—48.

Nays—None.

Absent—Messrs. Apperson, Crosno, Earhart, Fell, Gambee, Gilham, Harrington, Haskell, Ladd, Laughlin, Miller of Jackson and Northup—12.

So the rules were suspended.

Senate bill No. 11 was read the third time.

"Shall the bill pass?"

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Blundell, Gilbert, Goodnough, Hume, Kirk, Labrie, Ladd, Myers, Short, Stafford, Thompson, and Mr. Speaker—12.

Nays—Messrs. Apperson, Armstrong, Bean, Belknap, Bowditch, Condon, Crosno, Derby, Fisher of Polk, Fisher of Multnomah, Gambee, Geer, Hahn, Harrington, Haskell, Howard, Hunter, Jennings, Laughlin, Layman, Maxwell, McCoy, Moore, Morelock, Moss, Napton, Paquet, Parker, Paulsen, Pope, Powell, Price, Roberts, Roe, Strowbridge, Thomas, Waldo, Weed, Williamson and Wilson—40.

Absent—Messrs. Crook, Earhart, Fell, Gilham, Miller of Linn, Miller of Jackson, Northup and Ricker—8.

So the bill failed to pass.

The Chair submitted the following :

MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
SALEM, Oregon,  
February 14, 1889. }

*Mr. Speaker :*

I am directed by the President to inform you that the senate has adopted senate joint resolution No. 5, authorizing the Secretary of State to compile, arrange and have printed the school laws of this State.

And the same is herewith transmitted for the consideration of the house.

JOHN H. SHUPE,  
Chief Clerk.

Senate joint resolution No. 5 was read.

Mr. Blundell moved the house concur.

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Apperson, Armstrong, Belknap, Blundell, Condon, Crosno, Derby, Fisher of Polk, Fisher of Multnomah, Gambee, Geer, Gilbert, Goodnough, Hahn, Harrington, Haskell, Howard, Hume, Hunter, Jennings, Kirk, Labrie, Ladd, Laughlin, Layman, Maxwell, McCoy, Miller of Jackson, Morelock, Moss, Myers, Napton, Northup, Paquet, Parker, Paulsen, Pope, Powell, Price, Roberts, Roe, Short, Stafford, Strowbridge, Thomas, Waldo, Weed, Williamson, Wilson, and Mr. Speaker—50.

Nays—None.

Absent—Messrs. Bean, Bowditch, Crook, Earhart, Fell, Gilham, Miller of Linn, Moore, Ricker and Thompson—10.

So the house concurred in senate joint resolution No. 5.

The delegation from Clackamas county, with leave to report at any time, submitted the following:

REPORT.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon,  
February 14, 1889. }

*Mr. Speaker :*

Your committee, consisting of the Clackamas delegation, to whom was referred house bill No. 226, beg leave to report that they have

had the same under consideration, and would respectfully report it back to the house with the recommendation that it do pass.

Respectfully submitted,

P. PAQUET,  
Chairman.

Mr. Paquet moved the bill be considered engrossed and pass to third reading this evening.

Carried.

The committee on road and highways, with leave to report at any time, submitted the following:

REPORT.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
February 14, 1889. }

*Mr. Speaker :*

Your committee on roads and highways, to whom was referred senate bill No. 111, beg leave to report that they have had the same under consideration, and would respectfully report it back to the house with the recommendation that it do pass.

THOMAS PAULSEN,  
Chairman.

Mr. C. G. Fisher's name being called, he selected senate bill No. 32.

The same being in the hands of the committee on education, they were requested to report, and submitted the following:

REPORT.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
February 13, 1889. }

*Mr. Speaker :*

Your committee on education, to whom was referred senate bill No. 32, beg leave to report that they have had the same under consideration, and would respectfully report it back to the house without recommendation.

J. E. BLUNDELL,  
Chairman.

Senate bill No. 32 was read the third time.

"Shall the bill pass?"



On this question the roll was called and the vote was :

Those voting aye were :

Messrs. Apperson, Bean, Crosno, Derby, Earhart, Fisher of Polk, Fisher of Multnomah, Gambee, Gilbert, Gilham, Goodnough, Hahn, Harrington, Haskell, Hunter, Ladd, Laughlin, Maxwell, Miller of Linn, Northup, Paquet, Parker, Powell, Roe, Strowbridge, Thomas, Thompson, Weed and Williamson—29.

Nays—Messrs. Armstrong, Belknap, Blundell, Bowditch, Condon, Crook, Geer, Howard, Hume, Jennings, Kirk, Labrie, Layman, McCoy, Moore, Morelock, Moss, Myers, Napton, Paulsen, Pope, Price, Ricker, Roberts, Short, Stafford, Waldo, Wilson, and Mr. Speaker—29.

Absent—Messrs. Fell and Miller of Jackson—2.

So the bill failed to pass.

Mr. J. J. Fisher selected house bill No. 173.

The bill being in the hands of the spécial committee consisting of the Multnomah delegation, they submitted the following :

#### REPORT.

HOUSE OF REPRESENTATIVES,	}
MULTNOMAH DELEGATION,	
SALEM, February 13, 1889.	

*Mr. Speaker :*

Your spécial committee, the Multnomah delegation, to whom was referred house bill No. 173, report that they have had the same under consideration, and would report it back with the recommendation that it do pass, with the following amendments :

#### FIRST AMENDMENT.

That the bill be amended by inserting the words " Be it enacted by the Legislative Assembly of the State of Oregon " after the words " A bill for an Act to incorporate the city of Portland," and preceding the words " Chapter I," at the head of the printed bill."

#### SECOND AMENDMENT.

That section 3, of the printed bill, be amended by striking out the words " and a board of police commissioners," in line 2 of said section.

#### THIRD AMENDMENT.

That section 13 be amended by striking out the word " place," in line 1 thereof, and inserting the words " or more places " in place

thereof; and be further amended by striking out the word "ward," at the end of line 2, and inserting the words "polling place" in place thereof.

#### FOURTH AMENDMENT.

That section 16 be amended by inserting the word "and" in place of the word "or" in line 1 thereof.

#### FIFTH AMENDMENT.

That section 23 be amended by striking out the word "other" in line 1 and inserting the word "other" after the word "office."

#### SIXTH AMENDMENT.

That section 28 be amended by striking out the words "mayor or" in line 5 thereof; and further amended by striking out the words "during the remainder of the term," in line 9, and substituting the words "until the first Monday in July after the next general election, at which general election his successor shall be elected for the term of three years;" and be further amended by making a new subdivision, to read as follows: "3. In the office of mayor, by the appointment of the council to continue until the first Monday in July after the next general election, at which general election his successor shall be elected for the term of three years."

#### SEVENTH AMENDMENT.

That section 37 be amended by inserting the words: "*provided*, that no license shall be granted by the city of Portland for the sale or disposition of spirituous or malt liquors for a sum less than that fixed for license of a like kind by the general laws of the State of Oregon," after the word "land" in line 30 of said section; and also by striking out the word "enacted" in line 36 and substituting the word "practiced" therefor; and also by inserting the words "and to regulate the plumbing and sewerage of buildings within the city" after the end of printed line 61; and also by substituting the word "seventy" for the word "eighty," in line 113.

#### EIGHTH AMENDMENT.

That section 40 be amended by inserting the words "he shall be *ex-officio* a member of the boards of fire commissioners and police commissioners, and of the water committee and commission, with

all privileges except the right to vote," after the word "vote," at the end of line 9.

NINTH AMENDMENT.

That section 47 be amended by inserting the words "and shall receive a salary of two thousand dollars per annum" after the word "auditor," in line 3.

TENTH AMENDMENT.

That section 51 be amended by substituting the word "certified" for the word "certificate," in line 5.

ELEVENTH AMENDMENT.

That section 69 be amended by striking out the words "to be fixed by the council not exceeding" and substituting therefor the word "of," in lines 1 and 2.

TWELFTH AMENDMENT.

That section 70 be amended by substituting the word "such" for the word "which," in line 3.

THIRTEENTH AMENDMENT.

That section 73 be amended by striking out the words "have power, and may from time to time fix and determine the salaries to be paid to the chief of police, the captains of police and policemen, but such salaries shall not exceed the amount limited in section 74, and they."

FOURTEENTH AMENDMENT.

That section 74 be amended by striking out the words "not exceed" where they occur in lines 1, 3 and 4, and substituting the word "be" in all of said places, and also by striking out the words "and fifty," in line 2.

FIFTEENTH AMENDMENT.

That section 94 be amended by adding the words "but no such notice shall be given until the owners of one-third of the property affected by such improvement shall petition for the same," after the word "Portland," in line 3.

## SIXTEENTH AMENDMENT.

That section 97 be amended by striking out the words "one-half," in line 2, and substituting the words "two-thirds" therefor.

## SEVENTEENTH AMENDMENT.

That section 102 be amended by adding the words "*provided*, that a failure to enter the name of the owner thereof, or a mistake in the name of the owner in such entry, or the entry of a name other than that of the true owner in such lien docket, shall not render void nor vitiate such assessment nor in any way effect the lien for the same on the property described in such lien docket," after the word "entry" at the end of line 7.

## EIGHTEENTH AMENDMENT.

That section 120 be amended by striking out the words "when- ever the owner or owners of two-thirds of the adjacent property shall in writing petition the council therefor," and insert in place thereof the words "whenever any street or part thereof shall be in such condition as to become unsafe or dangerous to persons or teams passing on, along or over the same, in which case the council may declare the same by resolution, and may thereupon cause the improvement of such street to be made without any petition there- for."

## NINETEENTH AMENDMENT.

That section 143 be amended by inserting after the word "*pro- vided*," in line 11, the words "but no officer of the city nor any person who shall have power to let contracts for the construction of water works for the city, shall be interested in said contracts."

## TWENTIETH AMENDMENT.

That section 144 be amended by inserting the name "A. H. Breyma" after the word "Johnson," in line 6.

## TWENTY-FIRST AMENDMENT.

That section 160 be amended by adding the words, "*provided*, no greater charge shall be made to the city or the school district within the city for water than is made to the inhabitants of said city for similar service," after the word "city," in line 9.

## TWENTY-SECOND AMENDMENT.

That section 166 be stricken out.

## TWENTY-THIRD AMENDMENT.

That section 175 be amended by striking out the words "six hundred," in line 5, and substituting therefor the words "fifteen hundred," and also by striking out the word "forty," in line 11, and substituting therefor the word "sixty."

## TWENTY-FOURTH AMENDMENT.

That section 177 be amended by striking out the words, "if it deem the same practical," in line 7.

## TWENTY-FIFTH AMENDMENT.

That section 200 be amended by striking out the words of the printed bill and substituting the following words: "This Act shall take effect from and after the first Monday in May, 1889; *provided*, that notice of the first general election to be held under this Act shall be given as herein provided for by the auditor and clerk of the city of Portland, as now constituted; *and provided further*, that the common council of the city of Portland, as now constituted, shall appoint judges and clerks of such election.

The officers first elected under the provisions of this Act shall enter upon the discharge of the duties of their respective offices on the first Monday in July, 1889, and until that time the common council of the city of Portland, as now constituted, shall act in all respects as the common council of the city of Portland created by this Act."

## TWENTY-SIXTH AMENDMENT.

That section 37 be amended by striking out the words "lawyers, doctors," in line 10.

J. A. STROWBRIDGE,  
Chairman.

On motion of Mr. Northup, the report was adopted.

The bill was ordered engrossed and, on motion of Mr. Northup, was made a special order for this evening at 8 o'clock.

On motion of Mr. Northup, the house adjourned.

## EVENING SESSION.

The house was called to order at 7:30 o'clock P. M., Mr. Speaker in the chair.

Roll was called, and those absent were Messrs. Earhart, Geer, Fell, Gilbert, Gilham, Ladd, Moss, Parker and Thomas.

On the request of Mr. Apperson, the committee on ways and means were excused for the evening.

Mr. Wilson was also excused.

Mr. Maxwell introduced house resolution No. 30:

## HOUSE RESOLUTION NO. 30.

*Resolved*, That the Reading Clerk of the house be allowed three dollars per day additional to the compensation fixed by house resolution No. 26, and that the Assistant Doorkeeper be allowed two dollars per day additional to the compensation fixed by said resolution; and

*Resolved further*, That the clerks of the committees be allowed five dollars per day for services during the present session.

Mr. Maxwell moved its adoption.

Carried.

On motion of Mr. Hume, the committee on engrossed bills was ordered to engross house bill No. 237.

Mr. Gambee moved to reconsider the vote by which the Governor's veto of senate bill No. 17 was sustained by the house.

The Chair decided the motion out of order for the reason that a vote by which the Governor's veto is sustained cannot be reconsidered.

Mr. Gambee appealed from the decision of the chair.

The question being, "Shall the judgment of the chair stand as the judgment of the house?"

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Apperson, Armstrong, Belknap, Blundell, Derby, Fisher of Polk, Fisher of Multnomah, Goodnough, Hahn, Harrington, Haskell, Hume, Hunter, Jennings, Kirk, Labrie, Laughlin, Layman, Maxwell, Miller of Jackson, Miller of Linn, Moore, Morelock, Moss, Myers, Northup, Paquet, Paulsen, Pope, Powell, Ricker, Short, Stafford, Thompson, Waldo and Weed (Mr. Speaker not voting)—36.

Nays—Messrs. Bean, Bowditch, Condon, Crook, Crosno, Earhart, Gambee, Gilham, Howard, Ladd, McCoy, Napton, Price, Roberts, Roe and Strowbridge—16.

Absent—Messrs. Fell, Geer, Gilbert, Parker, Thomas, Williamson and Wilson—7.

The decision of the chair was sustained.

The committee on engrossed bills submitted the following :

#### REPORT.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
February 14, 1889. }

*Mr. Speaker :*

Your committee on engrossed bills, to whom was referred house bills Nos. 5 and 173, beg leave to report the same back to the house as correctly engrossed.

J. H. ROBERTS,  
Chairman.

Under special order, house bill No. 5 was read the third time.

"Shall the bill pass?"

(On this question the roll was called and the vote was :

Those voting aye were :

Messrs. Armstrong, Bean, Blundell, Bowditch, Condon, Crook, Derby, Fisher of Polk, Fisher of Multnomah, Gilbert, Gilham, Goodnough, Hahn, Harrington, Haskell, Howard, Hume, Hunter, Kirk, Labrie, Ladd, Laughlin, Layman, McCoy, Miller of Jackson, Miller of Linn, Moore, Morelock, Napton, Northup, Paquet, Paulsen, Pope, Powell, Price, Ricker, Short, Stafford, Strowbridge, Thompson, Weed, Williamson, and Mr. Speaker—43.

Nays—None.

Absent—Messrs. Apperson, Belknap, Crosno, Earhart, Fell, Gambee, Geer, Jennings, Maxwell, Moss, Myers, Parker, Roberts, Roe, Thomas, Waldo and Wilson—17.

So the bill passed, and there being no objection, the title of the bill stood for the title of the Act.

Mr. Northup moved to proceed with the consideration of house bill No. 173.

Carried.

House bill No. 173 was read the third time.

"Shall the bill pass?"

On this question the roll was called and the vote was :

Those voting aye were :

Messrs. Armstrong, Bean, Blundell, Condon, Derby, Fisher of Polk, Fisher of Multnomah, Gilham, Goodnough, Hahn, Harrington, Howard, Hume, Hunter, Kirk, Labrie, Ladd, Laughlin, Layman,

Maxwell, McCoy, Miller of Jackson, Miller of Linn, Moore, Napton, Northup, Paquet, Pope, Powell, Price, Ricker, Roberts, Short, Strowbridge, Thompson, Weed, Williamson, and Mr. Speaker—38.

Nays—None.

Absent—Messrs. Apperson, Belknap, Bowditch, Crook, Crosno, Earhart, Fell, Gambee, Geer, Gilbert, Haskell, Jennings, Morelock, Moss, Myers, Parker, Paulsen, Roe, Stafford, Thomas, Waldo and Wilson—22.

No quorum being present, Messrs. Hume and Northup demanded a call of the house.

The roll was called and the absentees were:

Messrs. Apperson, Bowditch, Crook, Crosno, Earhart, Fell, Gambee, Geer, Morelock, Moss, Myers, Parker, Paulsen, Roe, Thomas and Wilson.

The Sergeant-at-Arms was directed to bring in the absentees.

He soon returned accompanied by Messrs. Bowditch, Crook, Crosno, Morelock, Myers and Paulsen.

On motion of Mr. Hume, further business under the call of the house was dispensed with.

The passage of house bill No. 173 being pending, the roll was called and the vote was:

Those voting aye were:

Messrs. Armstrong, Bean, Belknap, Blundell, Bowditch, Condon, Crook, Crosno, Derby, Fisher of Polk, Fisher of Multnomah, Gilbert, Gilham, Goodnough, Hahn, Harrington, Haskell, Howard, Hume, Hunter, Jennings, Kirk, Labrie, Ladd, Laughlin, Layman, Maxwell, McCoy, Miller of Jackson, Miller of Linn, Moore, Morelock, Myers, Napton, Northup, Paquet, Paulsen, Pope, Powell, Price, Ricker, Short, Stafford, Strowbridge, Thompson, Waldo, Weed, Williamson, and Mr. Speaker—49.

Nays—None.

Absent—Messrs. Apperson, Earhart, Fell, Gambee, Geer, Moss, Parker, Roberts, Roe, Thomas and Wilson—11.

So the bill passed, and there being no objection, the title of the bill stood for the title of the Act.

On the request of Mr. Myers, Mr. Gambee was excused.

Mr. Gilbert selected house bill No. 228, which was in the hands of the committee on claims.

Whereupon the said committee submitted the following:



## REPORT.

HOUSE OF REPRESENTATIVES, }  
 SALEM, Oregon, }  
 February 12, 1889. }

*Mr. Speaker:*

Your committee on claims, to whom was referred house bill No. 228, beg leave to report that they have had the same under consideration, and would respectfully report it back to the house with the recommendation that it do pass.

W. B. GILBERT,  
 Chairman.

On motion of Mr. Gilbert, the bill was considered engrossed and ordered to its third reading now.

House bill No. 228 was read the third time.

"Shall the bill pass?"

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Armstrong, Bean, Belknap, Blundell, Bowditch, Condon, Crook, Derby, Fell, Fisher of Polk, Gilbert, Gilham, Goodnough, Hahn, Harrington, Haskell, Howard, Hume, Hunter, Jennings, Kirk, Labrie, Ladd, Laughlin, Layman, Maxwell, McCoy, Miller of Jackson, Miller of Linn, Moore, Morelock, Myers, Napton, Northup, Paquet, Paulsen, Pope, Powell, Price, Ricker, Roberts, Short, Stafford, Strowbridge, Thompson, Weed, and Mr. Speaker—47.

Nays—Mr. Waldo.

Absent—Messrs. Apperson, Crosno, Earhart, Fisher of Multnomah, Gambee, Geer, Moss, Parker, Roe, Thomas, Williamson and Wilson—12.

So the bill passed, and there being no objection, the title of the bill stood as the title of the Act.

The Chair submitted the following :

## MESSAGE FROM THE SENATE.

SENATE CHAMBER, }  
 SALEM, Oregon, }  
 February 14, 1889. }

*Mr. Speaker:*

I am directed by the President to inform you that senate bill No. 38 and senate bill No. 79 have been reported correctly enrolled.

And the same are herewith transmitted for your signature.

JOHN H. SHUPE,  
 Chief Clerk.

The Speaker announced that he was about to sign senate bills Nos. 38 and 79, and soon thereafter that he had signed them.

## MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
SALEM, Oregon,  
February 14, 1889. }

*Mr. Speaker :*

I am directed by the President to inform you that the senate has passed senate bill No. 198, being a bill for an Act to provide the times and places for holding terms of circuit court in the sixth judicial district.

And the same is herewith transmitted for the consideration of the house.

JOHN H. SHUPE,  
Chief Clerk.

Senate bill No. 198 was read the first time.

Mr. Haskell moved to suspend the rules and read senate bill No. 198 the second time by title now.

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Armstrong, Bean, Belknap, Blundell, Bowditch, Condon, Crook, Crosno, Derby, Fell, Fisher of Polk, Fisher of Multnomah, Gilbert, Gilham, Goodnough, Hahn, Harrington, Haskell, Howard, Hume, Hunter, Jennings, Kirk, Labrie, Ladd, Laughlin, Layman, Maxwell, McCoy, Miller of Jackson, Miller of Linn, Moore, Morelock, Myers, Napton, Northup, Paulsen, Pope, Powell, Price, Ricker, Roberts, Short, Stafford, Strowbridge, Thompson, Waldo, Weed, Williamson, and Wilson—50.

Nays—Messrs. Paquet and Mr. Speaker—2.

Absent—Messrs. Apperson, Earhart, Gambee, Geer, Moss, Parker, Roe and Thomas—8.

So the rules were suspended and senate bill No. 198 was read the second time by title.

The Chair submitted the following:

## MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
SALEM, Oregon,  
February 14, 1889. }

*Mr. Speaker :*

I am directed by the President to inform you that the senate has

passed senate bill No. 5, being a bill for an Act to amend an Act to incorporate the city of Albany.

And the same is herewith transmitted for the consideration of the house.

JOHN H. SHUPE,  
Chief Clerk.

The bill passed to first reading.

MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
SALEM, Oregon, }  
February 14, 1889.

*Mr. Speaker :*

I am directed by the President to inform you that the senate has passed senate bill No. 103, being a bill to create the county of Hamilton.

And the same is herewith transmitted for the consideration of the house.

JOHN H. SHUPE,  
Chief Clerk.

The bill passed to first reading.

Mr. Armstrong stated that Mr. Geer selected house bill No. 137. House bill No. 137 was read the third time.

"Shall the bill pass?"

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Armstrong, Bean, Belknap, Blundell, Bowditch, Condon, Crook, Crosno, Derby, Fell, Fisher of Polk, Fisher of Multnomah, Gilbert, Gilham, Goodnough, Hahn, Harrington, Haskell, Howard, Huine, Hunter, Jennings, Kirk, Labrie, Ladd, Laughlin, Layman, Maxwell, McCoy, Miller of Jackson, Miller of Linn, Moore, Morelock, Myers, Napton, Northup, Paquet, Paulsen, Pope, Powell, Ricker, Short, Stafford, Strowbridge, Thompson, Waldo, Weed, Williamson, and Mr. Speaker—49.

Nays—None.

Absent—Messrs. Apperson, Earhart, Gambee, Geer, Moss, Parker, Price, Roberts, Roe, Thomas and Wilson—11.

So the bill passed, and there being no objection, the title of the bill stood as the title of the Act.

Mr. Morelock moved the house adjourn.

Lost.

Mr. Hahn selected house bill No. 222.

Which, being in the hands of the committee on fisheries, the following report was submitted:

## REPORT.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
February 14, 1889. }

*Mr. Speaker:*

Your committee on fisheries, to whom was referred house bill No. 222, beg leave to report that they have had the same under consideration, and would respectfully report it back to the house without any recommendation.

JOHN HAHN,  
Chairman.

House bill No. 222 was read the third time.

"Shall the bill pass?"

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Bean, Hahn, Harrington, Hume, Jennings, Kirk, McCoy, Moss, Myers, Northup, Short, Stafford, and Mr. Speaker—13.

Nays—Messrs. Apperson, Armstrong, Belknap, Blundell, Bowditch, Condon, Crook, Crosno, Derby, Fisher of Polk, Fisher of Multnomah, Gilbert, Gilham, Goodnough, Howard, Hunter, Labrie, Laughlin, Layman, Maxwell, Miller of Jackson, Miller of Linn, Moore, Morelock, Napton, Paquet, Pope, Powell, Price, Ricker, Roberts, Strowbridge, Thompson, Waldo and Weed—35.

Absent—Messrs. Earhart, Fell, Gambee, Geer, Haskell, Ladd, Parker, Paulsen, Roe, Thomas, Williamson and Wilson—12.

So the bill failed to pass.

Mr. Gilham selected house bill No. 212.

House bill No. 212 was read the third time.

"Shall the bill pass?"

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Armstrong, Bean, Belknap, Bowditch, Condon, Crook, Crosno, Derby, Fisher of Polk, Fisher of Multnomah, Gilbert, Gilham, Goodnough, Hahn, Harrington, Haskell, Howard, Hunter, Jennings, Labrie, Ladd, Laughlin, Layman, Maxwell, McCoy, Miller of Jackson, Miller of Linn, Moore, Morelock, Myers, Napton, Northup, Pope, Powell, Price, Ricker, Roberts, Stafford, Strowbridge, Thompson, Waldo, Weed, Williamson, and Mr. Speaker—44.

Nays—Messrs. Paquet and Short—2.

Absent—Messrs. Apperson, Blundell, Earhart, Fell, Gambee, Geer, Hume, Kirk, Moss, Parker, Paulsen, Roe, Thomas and Wilson—14.

So the bill passed, and there being no objection, the title of the bill stood as the title of the Act.

Mr. Crook moved to adjourn.

Lost.

Mr. Goodnough selected house bill No. 72.

House bill No. 72 was read the third time.

"Shall the bill pass?"

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Apperson, Armstrong, Bean, Blundell, Bowditch, Condon, Crook, Crosno, Derby, Fisher of Polk, Fisher of Multnomah, Gilbert, Gilham, Goodnough, Hahn, Harrington, Howard, Hunter, Jennings, Kirk, Labrie, Ladd, Laughlin, Layman, Maxwell, McCoy, Miller of Jackson, Miller of Linn, Moore, Morelock, Moss, Myers, Napton, Northup, Paulsen, Pope, Powell, Price, Ricker, Roberts, Short, Stafford, Strowbridge, Thompson, Waldo, Weed, Williamson, and Mr. Speaker—48.

Nays—None.

Absent—Messrs. Belknap, Earhart, Fell, Gambee, Geer, Haskell, Hume, Paquet, Parker, Roe, Thomas and Wilson—12.

So the bill passed, and there being no objection, the title of the bill stood as the title of the Act.

Mr. Thompson moved to adjourn.

Lost.

The Chair submitted the following:

#### MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
SALEM, Oregon,  
February 14, 1889. }

*Mr. Speaker:*

I am directed by the President to inform you that the senate has passed senate bill No. 195, being a bill for an Act to amend the incorporation Act of Jacksonville, Oregon.

And the same is herewith transmitted for the consideration of the house.

JOHN H. SHUPE,  
Chief Clerk.

The bill passed to first reading.

## MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
SALEM, Oregon,  
February 14, 1889. }

*Mr. Speaker :*

I am directed by the President to inform you that the senate has passed senate bill No. 166, being a bill for an Act to amend the charter of the city of Salem, etc.

And the same is herewith transmitted for the consideration of the house.

JOHN H. SHUPE,  
Chief Clerk.

The bill passed to first reading.

Mr. Harrington selected house bill No. 31, which, being in the hands of the Multnomah delegation, the following report was submitted:

## REPORT.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon,  
February 14, 1889. }

*Mr. Speaker :*

Your committee, the Multnomah delegation, to whom was referred house bill No. 31, beg leave to report that they have had the same under consideration, and would respectfully report it back to the house with the recommendation that it do pass.

J. A. STROWBRIDGE,  
Chairman.

Mr. Harrington moved the bill be considered engrossed and read the third time now.

Carried.

House bill No. 31 was read the third time.

Mr. Blundell moved to adjourn.

Lost.

Messrs. Miller and Bowditch demanded a cail of the house.

Roll called, and those absent were Messrs. Gambee, Parker, Roe, Thomas and Wilson.

On motion of Mr. Earhart, further proceedings under the call of the house was dispensed with.

Mr. Morelock moved to adjourn.

Lost.

Mr. Miller moved that this bill be made a special order for to-morrow at 10 o'clock.

Lost.

Mr. Bowditch moved that this bill be made a special order for to-morrow at 11 o'clock.

Lost.

Messrs. Paulsen and Price demanded a call of the house.

The roll was called, and those absent were Messrs. Geer, Parker, Roe and Thomas.

Mr. Miller demanded the absentees be sent for.

The Sergeant-at-Arms was instructed to bring in the absentees.

Mr. Hume moved that the further business under the call of the house be dispensed with.

Mr. Paulsen arose to a point of order, that a motion to dispense with a call of the house until the absentees had been sent for was not in order.

The Speaker ruled the point of order not well taken, because the absentees had been sent for.

Mr. Hume's motion prevailed.

Mr. Roberts moved the previous question, which was duly seconded.

Mr. Miller moved to lay the previous question on the table.

Lost.

Mr. Miller moved that when the house adjourns it adjourn to meet at 9 o'clock to-morrow morning.

Mr. Apperson rose to a point of order, and stated it to be a motion to fix the time to which to adjourn is not in order when the previous question is pending.

The Speaker ruled the point of order not well taken.

Mr. Miller's motion was lost.

The previous question was put and sustained.

On the passage of house bill No. 31 the roll was called and the vote was:

Those voting aye were:

Messrs. Apperson, Armstrong, Bean, Belknap, Condon, Crook, Crosno, Earhart, Fell, Fisher of Multnomah, Gambee, Gilbert, Gilham, Goodnough, Hahn, Harrington, Haskell, Howard, Hume, Hunter, Kirk, Labrie, Ladd, Laughlin, Maxwell, McCoy, Moss, Northup, Powell, Ricker, Roberts, Strowbridge, Thompson, Weed, Williamson, Wilson, and Mr. Speaker—37.

Nays—Messrs. Blundell, Bowditch, Derby, Fisher of Polk, Jennings, Layman, Miller of Jackson, Miller of Linn, Moore, Morelock, Myers, Napton, Paquet, Paulsen, Pope, Price, Short, Stafford and Waldo—19.

Absent—Messrs. Geer, Parker, Roe and Thomas—4.

So the bill passed, and there being no objection, the title of the bill stood as the title of the Act.

On motion of Mr. Blundell, the house adjourned.

FRIDAY, FEBRUARY 15, 1889.

MORNING SESSION.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
February 15, 1889. }

House called to order at 9:30 o'clock A. M., Mr. Speaker in the chair.

The roll was called and those absent were Messrs. Bean, Bowditch, Crosno, Fell, Gambee, Goodnough, R. A. Miller, Napton, Parker, Paulsen and Price.

On motion of Mr. Blundell, the reading of the journal was dispensed with.

Mr. Haskell selected house bill No. 230, which, being in the hands of the committee on commerce, the following report was submitted:

REPORT.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
February 14, 1889. }

*Mr. Speaker:*

Your committee on commerce, to whom was referred house bill No. 230, introduced by Mr. Haskell, beg leave to report that they have had the same under consideration, and would respectfully report it back to the house without recommendation, except that it be considered by the house.

Your committee also submit herewith the petition of the citizens of Baker county asking for this appropriation.

D. P. THOMPSON,  
Chairman.

A petition from the citizens of Baker county praying for passage of house bill No. 230 was read.

House bill No. 230 was read the third time.

"Shall the bill pass?"



On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Belknap, Crook, Fell, Fisher of Multnomah, Gambee, Gilbert, Gilham, Hahn, Haskell, Hunter, Kirk, Ladd, Maxwell, McCoy, Moore, Moss, Napton, Northup, Pope, Powell, Ricker, Roe, Strowbridge, Weed and Williamson—25.

Nays—Messrs. Apperson, Armstrong, Blundell, Derby, Fisher of Polk, Geer, Howard, Jennings, Laughlin, Layman, Miller of Linn, Morelock, Myers, Paquet, Price, Short, Stafford, Thomas, Thompson, Waldo, Wilson, and Mr. Speaker—22.

Absent—Messrs. Bean, Bowditch, Condon, Crosno, Earhart, Good-nough, Harrington, Hume, Labrie, Miller of Jackson, Parker, Paulsen and Roberts—13.

So the bill failed to pass.

The Chair submitted the following:

#### MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
SALEM, Oregon,  
February 14, 1889. }

*Mr. Speaker:*

I am directed by the President to inform you that the senate has passed senate bill No. 203, being a bill for an Act to incorporate the town of Marshfield, Coos county, Oregon, with amended title thereto attached.

And the same is herewith transmitted to you for the consideration of the house.

JOHN H. SHUPE,  
Chief Clerk.

Mr. Crook moved to suspend the rules and read senate bill No. 203 the first time by title only.

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Apperson, Armstrong, Bean, Blundell, Bowditch, Crook, Derby, Fell, Fisher of Polk, Fisher of Multnomah, Gambee, Geer, Gilbert, Gilham, Hahn, Harrington, Haskell, Howard, Hunter, Kirk, Labrie, Ladd, Laughlin, Maxwell, McCoy, Miller of Jackson, Miller of Linn, Moore, Morelock, Moss, Napton, Pope, Powell, Roe, Short, Stafford, Strowbridge, Thomas, Waldo, Weed, Williamson and Wilson—42.

Nays—Messrs. Jennings, Layman, Paquet, Paulsen, and Mr. Speaker—5.

Absent—Messrs. Belknap, Condon, Crosno, Earhart, Goodnough, Hume, Myers, Northup, Parker, Price, Ricker, Roberts and Thompson—13.

So the rules were suspended and the bill was read the first time by title and passed to second reading without question.

Mr. Gambee selected house bill No. 51, which was read the third time.

Messrs. Blundell and Gambee demanded a call of the house.

The roll was called, and those absent were Messrs. Crosno, Earhart, Fell, Goodnough, Northup and Ricker.

The absentees were sent for on the request of Mr. Blundell.

On motion of Mr. Laughlin, further proceedings under the call of the house were dispensed with.

On motion of Mr. Bean, Hon. Judge Balleray was invited to a seat within the bar.

On the passage of house bill No. 51, the roll was called and the vote was:

Those voting aye were:

Messrs. Apperson, Armstrong, Bean, Belknap, Blundell, Bowditch, Condon, Crook, Derby, Fisher of Polk, Fisher of Multnomah, Gambee, Geer, Gilbert, Gilham, Goodnough, Hahn, Harrington, Haskell, Howard, Hume, Hunter, Kirk, Labrie, Ladd, Laughlin, McCoy, Miller of Jackson, Miller of Linn, Morelock, Moss, Napton, Northup, Paquet, Parker, Paulsen, Powell, Price, Roberts, Roe, Short, Strowbridge, Thompson, Williamson, and Mr. Speaker—45.

Nays—Messrs. Jennings, Layman, Maxwell, Moore, Myers, Pope, Stafford, Thomas, Waldo, Weed and Wilson—11.

Absent—Messrs. Crosno, Earhart, Fell and Ricker—4.

So the bill passed, and there being no objection, the title of the bill stood for the title of the Act.

Mr. Howard selected house bill No. 19, which was read the third time.

After some discussion, Mr. Miller of Jackson moved to make house bill No. 19 a special order for 10 o'clock to-morrow.

Lost.

On the passage of house bill No. 19 the roll was called and the vote was:

Those voting aye were:

Messrs. Armstrong, Blundell, Bowditch, Condon, Fisher of Multnomah, Gilbert, Haskell, Howard, Hume, Jennings, Ladd, McCoy, Miller of Jackson, Northup, Paulsen, Powell, Price, Stafford, Strowbridge, Thomas, Weed, Williamson, and Mr. Speaker—23.

Nays—Messrs. Apperson, Bean, Belknap, Crook, Derby, Fisher of Polk, Gambee, Geer, Goodnough, Hahn, Hunter, Kirk, Laughlin,

Layman, Maxwell, Miller of Linn, Moore, Morelock, Moss, Myers, Napton, Paquet, Parker, Pope, Ricker, Roberts, Roe, Short, Thompson, Waldo and Wilson—31.

Absent—Messrs. Crosno, Earhart, Fell, Gilham, Harrington and Labrie—6.

So the bill failed to pass.

The Chair submitted the following:

#### MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
SALEM, Oregon,  
February 15, 1889. }

*Mr. Speaker:*

I am directed by the President to inform you that the senate has passed senate bill No. 112, being a bill for an Act to define the duties of the fish commission and regulate their salaries.

And the same is herewith transmitted for the consideration of the house.

JOHN H. SHUPE,  
Chief Clerk.

Passed to first reading.

#### MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
SALEM, Oregon,  
February 15, 1889. }

*Mr. Speaker:*

I am directed by the President to inform you that the senate has passed senate bill No. 135, being a bill for an Act to protect salmon and other food fishes in the State of Oregon and upon all waters upon which the State has concurrent jurisdiction.

And the same is herewith transmitted for the consideration of the house.

JOHN H. SHUPE,  
Chief Clerk.

Passed to first reading.

Mr. Hume's name being called, he selected house bill No. 110, which was read the third time.

"Shall the bill pass?"

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Apperson, Armstrong, Bean, Blundell, Bowditch, Condon, Crook, Derby, Fisher of Multnomah, Gambee, Geer, Gilbert, Gilham, Goodnough, Halin, Harrington, Howard, Hume, Hunter, Jennings, Kirk, Labrie, Ladd, Laughlin, Layman, Maxwell, McCoy, Miller of Jackson, Miller of Linn, Moore, Moss, Napton, Northup, Paquet, Parker, Paulsen, Pope, Powell, Price, Ricker, Roe, Short, Stafford, Strowbridge, Thomas, Thompson, Waldo, Weed, Williamson, Wilson, and Mr. Speaker—51.

Nays—Messrs. Fisher of Polk and Roberts—2.

Absent—Messrs. Belknap, Crosno, Earhart, Fell, Haskell, Morelock and Myers—7.

So the bill passed, and there being no objection, the title of the bill stood as the title of the Act.

Mr. Northup moved that Hon. P. Kelly be invited to a seat within the bar.

Carried.

The committee on engrossed bills submitted the following:

#### REPORT.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
February 15, 1889. }

*Mr. Speaker:*

Your committee on engrossed bills, to whom was referred house bill No. 237, beg leave to report the same back to the house as correctly engrossed.

J. H. ROBERTS,  
Chairman.

On motion of Mr. Geer, Hon. Jacob Voorhees was invited to a seat within the bar.

The Chair submitted the following:

#### MESSAGE FROM THE SENATE.

SENATE CHAMBER, }  
SALEM, Oregon, }  
February 15, 1889. }

*Mr. Speaker:*

I am directed by the President to inform you that the senate has passed senate bill No. 154, being a bill for an Act to appropriate money for the purpose of propagating salmon in the Columbia river or its tributaries and waters of the State of Oregon.

And the same is herewith transmitted to you for the consideration of the house.

JOHN H. SHUPE,  
Chief Clerk.

Passed to first reading.

Mr. Hunter selected house bill No. 121.

Mr. Armstrong called up house bill No. 237, just reported from committee on engrossment.

House bill No. 237 was partially read when, on motion of Mr. Thompson, the house adjourned until 1:30 o'clock P. M.

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### AFTERNOON SESSION.

House called to order at 1:30 o'clock P. M., Mr. Speaker in the chair.

The roll was called, and the absentees were Messrs. Earhart, Fell, R. A. Miller, Northup, Paquet, Roberts and Thomas.

The Clerk proceeded with the third reading of house bill No. 237. The Chair submitted the following:

### MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
SALEM, Oregon,  
February 15, 1889. }

*Mr. Speaker:*

I am directed by the President to inform you that the senate has passed house bill No. 31, to amend an Act relating to the incorporation of the city of Portland.

And the same is herewith transmitted for enrollment.

JOHN H. SHUPE,  
Chief Clerk.

Messrs. Thompson and Apperson demanded the call of the house.

The roll was called, and the absentees were Messrs. Bowditch, Fell, R. A. Miller, Goodnough, Price and Thomas.

On motion of Mr. Roberts, further business under call of the house was dispensed with.

"Shall house bill No. 237 pass?"

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Apperson, Armstrong, Belknap, Bowditch, Condon, Derby, Fisher of Polk, Fisher of Multnomah, Gambee, Geer, Hahn, Haskell, Howard, Hume, Jennings, Laughlin, Layman, McCoy, Miller of Jackson, Myers, Napton, Paquet, Parker, Paulsen, Pope, Price, Ricker, Short, Stafford, Waldo, Weed, Williamson, Wilson, and Mr. Speaker—34.

Nays—Messrs. Bean, Blundell, Crosno, Earhart, Gilbert, Gilham, Hunter, Kirk, Labrie, Ladd, Maxwell, Miller of Linn, Moore, Morelock, Moss, Northup, Powell, Roe, Strowbridge and Thompson—20.

Absent—Messrs. Crook, Fell, Goodnough, Harrington, Roberts and Thomas—6

So the bill passed, and there being no objection, the title of the bill stood as the title of the Act.

Mr. Napton moved to reconsider the vote by which senate bill No. 32 was lost.

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Apperson, Bean, Crook, Crosno, Earhart, Fisher of Polk, Fisher of Multnomah, Gambee, Gilbert, Gilham, Goodnough, Hahn, Harrington, Haskell, Hunter, Ladd, Laughlin, Maxwell, Moss, Napton, Northup, Parker, Powell, Ricker, Roe, Short, Thompson, Weed and Williamson—29.

Nays—Messrs. Armstrong, Belknap, Blundell, Bowditch, Condon, Derby, Geer, Howard, Hume, Jennings, Kirk, Labrie, Layman, McCoy, Miller of Linn, Moore, Morelock, Myers, Paquet, Paulsen, Pope, Price, Stafford, Waldo, Wilson, and Mr. Speaker—26.

Absent—Messrs. Fell, Miller of Jackson, Roberts, Strowbridge and Thomas—5.

So the vote was reconsidered.

Messrs. Roe and Bowditch demanded a call of the house.

The roll was called, and the absentees were Messrs. Condon, Fell, Gambee, Roberts and Thomas.

The Sergeant-at-Arms was sent after the absent members.

The Sergeant-at-Arms soon appeared with Messrs. Fell, Condon and Gambee, who were recorded as being present.

On motion of Mr. Miller, the further call of the house was dispensed with.

"Shall the bill pass?"

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Apperson, Bean, Crosno, Earhart, Fell, Fisher of Polk, Fisher of Multnomah, Gambee, Gilbert, Gilham, Goodnough, Harrington, Haskell, Hunter, Ladd, Maxwell, Moss, Napton, Northup,

Paquet, Parker, Powell, Roe, Short, Strowbridge, Thomas, Thompson, Weed and Williamson—29.

Nays—Messrs. Armstrong, Belknap, Blundell, Bowditch, Condon, Derby, Geer, Hahn, Howard, Hume, Jennings, Kirk, Labrie, Laughlin, Layman, McCoy, Miller of Jackson, Miller of Linn, Moore, Morelock, Myers, Paulsen, Pope, Price, Ricker, Stafford, Waldo, Wilson, and Mr. Speaker—29.

Absent—Messrs. Crook and Roberts—2.

So the bill failed to pass.

The Speaker submitted the following:

#### MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
SALEM, Oregon,  
February 15, 1889. }

*Mr. Speaker:*

I am directed by the President to inform you that the senate has passed senate bill No. 118, being a bill for an Act entitled an Act to amend sections 3350, 3351, 3353, 3354 and 3362 and repeal sections 3359 and 3360, of title I, of chapter XXXVIII, of the miscellaneous laws of Oregon, as compiled and annotated by Wm. Lair Hill.

And the same is herewith transmitted for the consideration of the house.

JOHN H. SHUPE,  
Chief Clerk.

Passed to first reading.

#### MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
SALEM, Oregon,  
February 15, 1889. }

*Mr. Speaker:*

I am directed by the President to inform you that the senate has passed senate bill No. 149, being a bill to amend section 3404, of chapter XXXVIII, title IV, of the laws of Oregon.

And the same is herewith transmitted for the consideration of the house.

JOHN H. SHUPE,  
Chief Clerk.

Passed to first reading.

House bill No. 121 was read the third time.

"Shall the bill pass?"

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Apperson, Armstrong, Belknap, Blundell, Condon, Crook, Crosno, Derby, Fisher of Polk, Fisher of Multnomah, Gambee, Geer, Gilbert, Gilham, Goodnough, Hahn, Harrington, Haskell, Hunter, Jennings, Ladd, Laughlin, Layman, Maxwell, Miller of Jackson, Moore, Morelock, Moss, Myers, Northup, Paquet, Parker, Pope, Powell, Price, Ricker, Roe, Short, Stafford, Strowbridge, Thompson, Waldo, Weed and Williamson—44.

Nays—Messrs. Bean, Bowditch, Fell, Hume, Kirk, Labrie, McCoy, Miller of Linn, Napton, Thomas, Wilson, and Mr. Speaker—12.

Absent—Messrs. Earhart, Howard, Paulsen and Roberts—4.

So the bill passed, and there being no objection, the title of the bill stood as the title of the Act.

Mr. Jennings' name was called, and he selected house bill No. 117.

The same was in the hands of the committee on assessment and taxation, who submitted the following:

#### REPORT.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
February 14, 1889. }

*Mr. Speaker:*

Your committee on assessment and taxation, to whom was referred house bill No. 117, beg leave to report that they have had the same under consideration, and would respectfully report it back to the house without recommendation.

JNO. B. WALDO,  
Chairman.

Mr. Thompson moved to indefinitely postpone the consideration of the bill.

Mr. Jennings, by consent of the house, withdrew the bill from consideration at the present time, and was allowed to choose another bill.

Mr. Kirk selected senate bill No. 112, which was read the first time.

Mr. Maxwell moved to suspend the rules and read senate bill No. 112 the second time by title only.

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Apperson, Armstrong, Bean, Belknap, Bowditch, Condon,



Crook, Crosno, Derby, Fell, Fisher of Polk, Fisher of Multnomah, Gambee, Gilham, Goodnough, Hahn, Howard, Hume, Hunter, Jennings, Kirk, Labrie, Ladd, Laughlin, Layman, Maxwell, McCoy, Miller of Jackson, Miller of Linn, Moore, Myers, Napton, Paulsen, Pope, Powell, Price, Ricker, Roe, Short, Stafford, Strowbridge, Thompson, Waldo, Weed, Williamson, Wilson, and Mr. Speaker—47.

Nays—None.

Absent—Messrs. Blundell, Earhart, Geer, Gilbert, Harrington, Haskell, Morelock, Moss, Northup, Paquet, Parker, Roberts and Thomas—13.

So the rules were suspended and the bill was read the second time by title.

Mr. Kirk moved to suspend the rules and consider senate bill No. 112 engrossed and read the third time now.

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Apperson, Bean, Belknap, Bowditch, Condon, Crosno, Derby, Fisher of Polk, Fisher of Multnomah, Gambee, Geer, Gilbert, Gilham, Goodnough, Haskell, Howard, Hume, Hunter, Jennings, Kirk, Labrie, Ladd, Laughlin, Layman, Maxwell, McCoy, Miller of Jackson, Miller of Linn, Moore, Myers, Napton, Paquet, Parker, Paulsen, Pope, Powell, Ricker, Roe, Short, Stafford, Strowbridge, Thompson, Waldo, Weed, Williamson and Wilson, and Mr. Speaker—47.

Nays—Mr. Hahn.

Absent—Messrs. Armstrong, Blundell, Crook, Earhart, Fell, Harrington, Morelock, Moss, Northup, Price, Roberts and Thomas—12.

So the rules were suspended and the bill was considered engrossed and was read the third time.

Messrs. Crook and Maxwell demanded a call of the house.

The roll was called, and Messrs. Blundell, Derby, Earhart, Fell, Gilbert, Haskell, Moss, Roberts, Thomas and Williamson were absent.

On motion of Mr. Hume, the further call of the house was dispensed with.

"Shall the bill pass?"

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Apperson, Bean, Belknap, Bowditch, Condon, Crook, Crosno, Gilbert, Gilham, Hume, Hunter, Kirk, Ladd, Laughlin, Maxwell, Northup, Paquet, Parker, Price, Ricker, Strowbridge, Weed, and Mr. Speaker—23.

Nays—Messrs. Armstrong, Fisher of Polk, Fisher of Multnomah, Gambee, Geer, Goodnough, Hahn, Howard, Jennings, Labrie, Layman, McCoy, Miller of Jackson, Miller of Linn, Moore, Morelock, Moss, Myers, Napton, Paulsen, Powell, Roe, Short, Stafford, Thompson, Waldo and Wilson—27.

Absent—Messrs. Blundell, Derby, Earhart, Fell, Harrington, Haskell, Pope, Roberts, Thomas and Williamson—10.

So the bill failed to pass.

Mr. Jennings called up house bill No. 159, the same being in the hands of committee on assessment and taxation.

The committee submitted the following:

#### REPORT.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
February 13, 1889. }

*Mr. Speaker:*

Your committee on assessment and taxation, to whom was referred house bill No. 159, beg leave to report that they have had the same under consideration, and would respectfully report it back to the house without recommendation.

J. B. WALDO,  
Chairman.

Mr. Jennings moved to suspend the rules and consider house bill No. 159 engrossed and pass to third reading now.

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Apperson, Armstrong, Bean, Belknap, Blundell, Bowditch, Condon, Fell, Fisher of Polk, Fisher of Multnomah, Gambee, Geer, Gilbert, Gilham, Goodnough, Hahn, Haskell, Howard, Hunter, Jennings, Kirk, Labrie, Ladd, Laughlin, Layman, Maxwell, McCoy, Miller of Jackson, Miller of Linn, Moore, Morelock, Moss, Myers, Northup, Paquet, Parker, Paulsen, Pope, Powell, Ricker, Roe, Short, Stafford, Strowbridge, Thompson, Waldo, Weed, Williamson, Wilson, and Mr. Speaker—50.

Nays—None.

Absent—Messrs. Crook, Crosno, Derby, Earhart, Harrington, Hume, Napton, Price, Roberts and Thomas—10.

So the rules were suspended and the bill was read the third time.

“Shall the bill pass?”

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Armstrong, Blundell, Bowditch, Condon, Crosno, Fisher of Multnomah, Gambee, Jennings, Napton, Paulsen, Stafford and Waldo—12.

Nays—Messrs. Apperson, Bean, Crook, Fell, Fisher of Polk, Geer, Gilbert, Gilham, Goodnough, Hahn, Harrington, Haskell, Howard, Hume, Hunter, Kirk, Labrie, Ladd, Layman, Maxwell, McCoy, Miller of Jackson, Miller of Linn, Moore, Morelock, Moss, Myers, Paquet, Parker, Pope, Powell, Price, Roe, Short, Strowbridge, Thompson, Weed, Wilson, and Mr. Speaker—39.

Absent—Messrs. Belknap, Derby, Earhart, Laughlin, Northup, Ricker, Roberts, Thomas and Williamson—9.

So the bill failed to pass.

Mr. Labrie's name was called, and he selected house bill No. 179.

House bill No. 179 was read the third time.

"Shall the bill pass?"

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Armstrong, Bean, Belknap, Blundell, Bowditch, Crook, Crosno, Derby, Fell, Fisher of Polk, Fisher of Multnomah, Gambee, Geer, Gilbert, Gilham, Goodnough, Hahn, Harrington, Haskell, Hume, Hunter, Jennings, Kirk, Labrie, Ladd, Laughlin, Layman, Maxwell, McCoy, Miller of Jackson, Miller of Linn, Moore, Morelock, Moss, Napton, Paquet, Parker, Paulsen, Pope, Powell, Price, Ricker, Short, Stafford, Strowbridge, Waldo, Weed, Williamson, Wilson, and Mr. Speaker—50.

Nays—None.

Absent—Messrs. Apperson, Condon, Earhart, Howard, Myers, Northup, Roberts, Roe, Thomas and Thompson—10.

So the bill passed, and there being no objection, the title of the bill stood as the title of the Act.

The Chair submitted the following:

#### MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
SALEM, Oregon,  
February 15, 1889. }

*Mr. Speaker:*

I am directed by the President to inform you that the senate has passed house bill No. 37, in regard to pilotage on the Columbia and Willamette rivers.

And the same is herewith transmitted to you for enrollment.

JOHN H. SHUPE,  
Chief Clerk .

The Sergeant-at-Arms submitted the following communication :

## COMMUNICATION.

SALEM, February 15, 1889.

*Mr. Speaker :*

I would respectfully ask to be excused for the night session to-night. If granted, Mr. Batchelder, the man who has charge of the house during the day, will act as Sergeant-at-Arms in my place.

Respectfully yours,

S. J. FINCH.

On motion of Mr. Harrington, the request was granted.

On request of Mr. Belknap, the Chief Clerk was ordered to forward to Senator Cauthorn a certain petition to go with house bill No. 164.

Mr. Bean was called to the chair.

Mr. Ladd's name was called ; he selected house bill No. 187.

House bill No. 187 was read and, there being an error, was ordered back to engrossing committee; and, on motion of Mr. Ladd, was made a special order for this evening at 8 o'clock.

Mr. Laughlin selected senate bill No. 55.

By unanimous consent, Mr. Laughlin amended senate bill No. 55 as follows:

Insert in the enacting clause after the name "Wm. Ball," the words "and Geo. Broughton, their;" and also in the body of the bill the words "and Geo. Broughton, their" after the name of "Wm. Ball."

The amendments were adopted.

Senate bill No. 55 was read the third time.

"Shall the bill pass?"

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Bean, Bowditch, Condon, Derby, Gilbert, Ladd, Laughlin, Maxwell, McCoy, Napton, Northup, Price, Stafford, Strowbridge and Weed—15.

Nays—Messrs. Apperson, Armstrong, Belknap, Blundell, Crosno, Fell, Fisher of Polk, Fisher of Multnomah, Gambee, Geer, Good-nough, Hahn, Haskell, Howard, Hume, Hunter, Jennings, Kirk, Labrie, Layman, Miller of Jackson, Miller of Linn, Moore, Morelock, Moss, Myers, Paquet, Parker, Pope, Powell, Roe, Short, Thompson, Waldo, Williamson and Wilson—36.

Absent—Messrs. Crook, Earhart, Gilham, Harrington, Paulsen, Roberts, Thomas, and Mr. Speaker—8.

Not voting—Mr. Ricker.

So the bill failed to pass.

Mr. Layman's name was called, and he selected senate bill No. 117. The same was in the hands of the committee on education, who submitted the following:

REPORT.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
February 14, 1889. }

*Mr. Speaker :*

Your committee on education, to whom was referred senate bill No. 117, beg leave to report that they have had the same under consideration, and would respectfully report it back to the house with the recommendation that it do pass.

J. E. BLUNDELL,  
Chairman.

Senate bill No. 117 was read the third time.

Mr. Thompson moved to adjourn.

Lost.

The committee on enrolled bills submitted the following:

REPORT.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
February 15, 1889. }

*Mr. Speaker :*

Your committee on enrolled bills, to whom was referred house bill No. 31, beg leave to report the same back to the house as correctly enrolled.

S. W. CONDON,  
Chairman.

The Speaker resumed the chair.

The Speaker announced that he was about to sign house bill No. 31, and soon thereafter stated that he had signed it.

"Shall the bill pass?"

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Armstrong, Bean, Belknap, Blundell, Condon, Crosno, Derby, Fell, Fisher of Polk, Fisher of Multnomah, Gambia, Geer, Goodnough, Hahn, Harrington, Haskell, Hume, Hunter, Jennings, Kirk, Labrie, Laughlin, Layman, Maxwell, McCoy, Miller of Jackson, Moss, Paquet, Parker, Ricker, Short, Stafford, Waldo, Weed, Williamson and Wilson—36.

Nays—Messrs. Crook, Gilbert, Howard, Ladd, Miller of Linn, Moore, Northup, Paulsen, Pope, Powell, Roe, Strowbridge, Thompson, and Mr. Speaker—14.

Absent—Messrs. Apperson, Bowditch, Earhart, Gilham, Morelock, Myers, Napton, Price, Roberts and Thomas—10.

So the bill passed.

The Speaker submitted the following :

MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
SALEM, Oregon,  
February 15, 1889. }

*Mr. Speaker :*

I am directed by the President to inform you that the senate has passed senate bill No. 81, being a bill for the relief of Clatsop county.

And the same is herewith transmitted for the consideration of the house.

JOHN H. SHUPE,  
Chief Clerk.

Senate bill No. 81 passed to first reading.

The committee on engrossed bills submitted the following :

REPORT.

HOUSE OF REPRESENTATIVES, )  
SALEM, Oregon,  
February 15, 1889. }

*Mr. Speaker :*

Your committee on engrossed bills, to whom was referred house bill No. 187, beg leave to report the same back to the house as correctly engrossed.

S. R. HARRINGTON,  
For the Chairman.

The Speaker submitted the following :

MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
SALEM, Oregon,  
February 15, 1889. }

*Mr. Speaker :*

I am directed by the President to inform you that the senate has passed senate bill No. 80, being a bill for the relief of Lake county.

And the same is herewith transmitted for the consideration of the house.

JOHN H. SHUPE,  
Chief Clerk.

Senate bill No. 80 passed to first reading.  
On motion of Mr. Derby, the house adjourned.

#### EVENING SESSION.

The house was called to order at 7:30 o'clock P. M., Mr. Speaker in the chair.

The roll was called, and the following members failed to respond:

Messrs. Blundell, Bowditch, Crosno, Fell, Fisher of Multnomah, Geer, Gilham, Haskell, Hume, Hunter, Laughlin, Miller of Linn, Moss, Myers, Napton, Paulsen, Roberts, Thomas, Weed and Wilson—20.

Messrs. Paulsen and Roberts were excused.

Mr. Apperson called to the chair.

The Speaker desired leave of absence for the evening.

By unanimous consent, leave of absence was granted.

By unanimous consent, Mr. Pope submitted the following resolution and moved its adoption:

#### HOUSE RESOLUTION NO. 31.

*Resolved*, That a committee of three be appointed to compute and report the amount of mileage due each member of the house for coming to and returning from the present session of the legislature.

Adopted.

Mr. Maxwell selected house bill No. 163, which was read the third time.

"Shall the bill pass?"

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Apperson, Armstrong, Bean, Belknap, Blundell, Bowditch, Condon, Crook, Crosno, Derby, Earhart, Fisher of Polk, Fisher of Multnomah, Gilbert, Gilham, Goodnough, Hahn, Harrington, Howard, Hume, Jennings, Kirk, Labrie, Ladd, Laughlin, Layman, Maxwell, McCoy, Miller of Jackson, Miller of Linn, Moore, Moss, Northup, Paquet, Parker, Pope, Powell, Price, Ricker, Roe, Short,

Stafford, Strowbridge, Thompson, Waldo, Weed and Williamson—47.

Nays—None.

Absent—Messrs. Fell, Gambee, Geer, Haskell, Hunter, Morelock, Myers, Napton, Paulsen, Roberts, Thomas, Wilson, and Mr. Speaker (excused)—13.

So the bill passed, and there being no objection, the title of the bill stood as the title of the act.

Mr. Armstrong was granted leave of absence for the remainder of the evening.

Mr. McCoy selected house bill No. 18.

Mr. Maxwell asked and obtained unanimous consent to substitute the word "Sherman" in the title of the bill and everywhere in the body of the bill wherever the word "Fulton" occurred.

The substitute was made by the Clerk.

The bill was read the third time.

"Shall the bill pass?"

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Apperson, Bean, Belknap, Blundell, Bowditch, Condon, Crook, Crosno, Derby, Fell, Fisher of Polk, Fisher of Multnomah, Gambee, Geer, Gilbert, Gilham, Goodnough, Hahn, Harrington, Haskell, Howard, Hume, Hunter, Jennings, Kirk, Labrie, Ladd, Laughlin, Layman, Maxwell, McCoy, Miller of Jackson, Miller of Linn, Moore, Morelock, Moss, Myers, Northup, Paquet, Parker, Paulsen, Pope, Powell, Price, Ricker, Roe, Short, Stafford, Strowbridge, Thompson, Waldo, Weed, Williamson and Wilson—54.

Nays—None.

Absent—Messrs. Armstrong, Earhart, Napton, Roberts, Thomas, and Mr. Speaker—6.

So the bill passed, and there being no objection, the title of the bill stood for the title of the Act.

The hour of 8 o'clock having arrived, the special order was taken up, the consideration of house bill No. 187, selected by Mr. Ladd.

House bill No. 187 was read the third time.

"Shall the bill pass?"

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Bean, Bowditch, Condon, Crook, Fell, Fisher of Multnomah, Gambee, Geer, Gilbert, Gilham, Goodnough, Hahn, Haskell, Hunter, Jennings, Ladd, Laughlin, Layman, Maxwell, McCoy, Miller of Jackson, Miller of Linn, Moore, Morelock, Moss, Myers, Northup, Parker, Paulsen, Powell, Price, Roe, Short, Stafford, Strowbridge, Thompson, Waldo, Weed, Williamson and Wilson—40.



Nays—Messrs. Apperson, Blundell, Derby, Fisher of Polk, Hume, Labrie, Paquet and Ricker—8.

Absent—Messrs. Armstrong, Belknap, Crosno, Earhart, Harrington, Howard, Kirk, Napton, Pope, Roberts, Thomas and Mr. Speaker—12.

So the bill passed, and there being no objection, the title of the bill stood as the title of the Act.

The Chair submitted the following:

MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
SALEM, Oregon,  
February 15, 1889. }

*Mr. Speaker :*

I am directed by the President to inform you that he has signed house bill No. 31.

And the same is herewith returned.

JOHN H. SHUPE,  
Chief Clerk.

MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
SALEM, Oregon,  
February 15, 1889. }

*Mr. Speaker :*

I am directed by the President to inform you that the senate has passed senate bill No. 182, being a bill to amend the charter of the city of Corvallis.

And the same is herewith transmitted for the consideration of the house.

JOHN H. SHUPE,  
Chief Clerk.

Passed to first reading.

MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
SALEM, Oregon,  
February 15, 1889. }

*Mr. Speaker :*

I am directed by the President to inform you that the senate has passed house bill No. 33.

And the same is herewith returned for enrollment.

JOHN H. SHUPE,  
Chief Clerk.

## MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
SALEM, Oregon,  
February 15, 1889. }

*Mr. Speaker :*

I am directed by the President to inform you that the senate has passed house bill No. 108, to incorporate the city of Pendleton.

And the same is herewith returned for enrollment.

JOHN H. SHUPE,  
Chief Clerk.

On motion of Mr. Northup, Hon. J. H. Slater was invited within the bar.

## MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
SALEM, Oregon,  
February 15, 1889. }

*Mr. Speaker :*

I am directed by the President to inform you that the senate has adopted senate joint resolution No. 6, requiring residence of either the superintendent or warden of the Oregon State penitentiary in the penitentiary building.

And the same is herewith transmitted to you for the consideration of the house.

JOHN H. SHUPE,  
Chief Clerk.

Senate joint resolution No. 6 was read.

Mr. Wilson moved that the house concur.

On this question the roll was called and the vote was :

Those voting aye were:

Messrs. Apperson, Bean, Blundell, Bowditch, Condon, Crosno, Derby, Earhart, Fell, Fisher of Polk, Fisher of Multnomah; Gambee, Geer, Gilbert, Gilham, Goodnough, Hahn, Harrington, Haskell, Howard, Hume, Hunter, Jennings, Labrie, Ladd, Laughlin, Layman, Maxwell, Miller of Jackson, Miller of Linn, Moore, Morelock, Moss, Myers, Northup, Paquet, Parker, Paulsen, Powell, Price, Ricker, Roe, Short, Stafford, Strowbridge, Weed, Williamson and Wilson—48:

Nays—None.

Absent—Messrs. Armstrong, Belknap, Crook, Kirk, McCoy, Napton, Pope, Roberts, Thomas, Thompson, Waldo, and Mr. Speaker—12.

So the house concurred in senate joint resolution No. 6.  
The Chair submitted the following:

MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
SALEM, Oregon,  
February 15, 1889. }

*Mr. Speaker:*

I am directed by the President to inform you that the senate has passed house bill No. 55, to incorporate the town of Grant's Pass.  
And the same is herewith transmitted for enrollment.

JOHN H. SHUPE,  
Chief Clerk.

MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
SALEM, Oregon,  
February 15, 1889. }

*Mr. Speaker:*

I am directed by the President to inform you that senate bill No. 74 has been reported correctly enrolled.

And the same is herewith transmitted for your signature.

JOHN H. SHUPE,  
Chief Clerk.

MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
SALEM, Oregon,  
February 15, 1889. }

*Mr. Speaker:*

I am directed by the President to inform you that the senate has passed house bill No. 115, a bill to incorporate Eugene City.

And the same is herewith transmitted for enrollment.

JOHN H. SHUPE,  
Chief Clerk.

By unanimous consent, the committee to investigate the affairs of the penitentiary submitted the following:

Report of joint committee to examine and report upon the condition and management of the State penitentiary:

## REPORT.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
February 15, 1889. }

*To the Honorable Legislative Assembly of the State of Oregon, in Salem assembled:*

We, your committee to whom was referred house concurrent resolution No. 10, to examine and report upon the condition and management of the penitentiary, respectfully submit the following:

We have examined the books and accounts of the aforesaid institution for the whole term included in the superintendent's biennial report, together with vouchers drawn, and all items in the invoice bills for which said vouchers were issued, and find them corresponding.

We recommend that the books of the institution be kept hereafter more in uniform with those of the Secretary of State, as under the present system and manner they are almost unintelligible.

We find that the disbursements for the several improvements have been carefully and economically expended, the work completed being ornamental and substantial.

Upon investigation of the requirements for the ensuing term we would respectfully submit the following recommendations:

First—That two (2) arc electric lamps be placed as follows: One in the kitchen, and the other in the main office. For this purpose \$200 should be appropriated.

Second—That there is urgent need of a span of horses for use at the penitentiary, those now in the stables being aged and uncertain for service. Appropriation, \$300.

Third—The new iron fence just completed requires painting, and the brick foundation for the same should be cemented. Appropriation, \$200.

Fourth—That the south wing of the prison building is sadly in need of protection, and we suggest that it be cemented. Appropriation, \$250.

Fifth—We further recommend that the tanks at present on the roof of the main building be removed, and that suitable water towers be erected adjacent to the prison. For this purpose an appropriation of \$3,500 is needed.

Sixth—We deem it absolutely necessary that better means of ventilation be introduced, and that there be appropriated for the work, \$800.

Seventh—The tin roof of the main building is in bad condition, caused by the overflow of water from the present system of water tanks, and should be repaired; for which work \$500 is required.

Eighth—Referring to the interrogation of the superintendent concerning the obligation of the State to furnish the wood for the heating of the foundry shops, the committee would report that they have examined the contract and find nothing therein which requires the State to furnish the fuel with which to heat the shops.

Ninth—We also recommend that an appropriation be made for the salary of a commissarian, as such an office is essentially a safeguard against improperly auditing of supply accounts, and that he be required to keep a complete record of all property and produce which passes through his hands, and verify the same quarterly before the Secretary of State.

Tenth—There being much machinery now on the penitentiary ground, we urgently recommend that an efficient engineer and plumber be employed to take charge of the same. We recommend therefor, \$1,800.

Eleventh—Referring to the superintendent's request for an appropriation with which to place new floors in the foundry shops, we recommend that the same be allowed. Believing that the sanitary condition of the building would be improved by the removal of the decayed wooden floors and that concrete work would be more durable, we therefore recommend that such a floor be placed in the shops, and an appropriation be made therefor of \$3,500.

Your committee find that the property of the State is carefully attended by Superintendent Downing, and the buildings and grounds are in a neat and cleanly condition.

Without segregating the different accounts under the various persons in charge, a general summary shows the expenditures on account of the Oregon penitentiary for the years 1887 and 1888 to be in excess of those for the corresponding terms of 1885 and 1886.

The following comparison is submitted:

Total appropriation for 1887 and 1888 was	\$68,280 00	
Deficit	4,060 64	
	<u>\$72,340 64</u>	
By balance of appropriation unexpended	971 70	
Total expenses for 1887 and 1888		\$71,368 94
Total appropriation for 1885 and 1886	\$58,420 00	
By balance appropriation unexpended	2,638 42	55,781 58
		<u>15,587 36</u>
Excess of expenditures for 1887 and 1888 over 1885-6	\$	15,587 36

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The daily average number of convicts for the term 1885 and 1886 was.....	278.71
Same term 1887 and 1888.....	259.76

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Greater number of convicts in 1885-6 of.....	18.95
The average annual expense per convict for 1885-6 was....	\$102 56
Same for years 1887-8.....	133 99

---

Increase of 1887-8 over 1885-6.....	\$ 31 43
Or an increase of over 35 per cent.	

To complete the foregoing comparisons of the summary of accounts, there should be added to the expense excess of 1887 and 1888 the cost of keeping the number of convicts during 1885 and 1886 over the number creating the expense 1887 and 1888. At the lowest cost per convict that of 1885 and 1886, which was \$102.56 per year, being \$3,887.02.

The foregoing indicates the actual excess in expense for 1887 and 1888 to be \$15,587.36.

Comparatively it has been \$19,474.38 over that of 1885 and 1886, without any apparent satisfactory explanation.

Your committee has recommended an appropriation of \$1,800 for the payment of an adequate salary to a commissarian. We also recommend an increase in the pay of a book-keeper and turnkey. In future this should secure the services of competent persons, and insure to the State intelligible accounting for the use of public funds.

The Governor is required to visit the penitentiary at least four times a year, receiving for the service two hundred dollars annually. He is the supervising officer, and determines the economic policy of the institution; we suggest that in consideration of the efforts of this committee to provide for a more competent, convenient and correct system of accounting for his inspection, that His Excellency may be able to give the details of the executive administration at the penitentiary such personal attention as may cause the State a proportionate decrease in expenses.

#### SALARIES—PENITENTIARY.

We append recommendations as the follows:

For salary of superintendent .....	\$ 3,000
For salary of wardens .....	4,200
For pay of teamster .....	960
For pay of shop guards (four at \$60 per month).....	5,760
For pay of book-keeper and turnkey.....	1,800

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For pay of day chapel guard .....	\$ 1,200
For pay of day guards .....	12,000
For salary of visiting physician .....	1,000
For salary principal nightwatchman .....	1,800
For salary principal outside watchman .....	1,200
For salary principal inside watchman .....	960
For purchase firewood .....	5,000
For salary commissary .....	1,800
For salary engineer and plumber .....	1,800
For salary assistant nightwatchman .....	1,560
General expense .....	33,000

Respectfully submitted,

DONALD MACKAY,  
J. H. HAMILTON,  
On part of the Senate.  
JOHN Q. WILSON,  
THERON E. FELL,  
E. B. GAMBEE,  
On part of the House.

On motion of Mr. Wilson, the report was adopted, and the recommendations therein were referred to committee on ways and means.

The Chair submitted the following:

#### MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
SALEM, Oregon,  
February 15, 1889. }

*Mr. Speaker:*

I am directed by the President to inform you that the senate has passed house bill No. 115, to incorporate the city of Eugene, with amendment, to-wit: By striking out all of section 112.

And the same is herewith transmitted for the consideration of the house and enrollment.

JOHN H. SHUPE,  
Chief Clerk.

The house concurred in the senate amendment to strike out of house bill No. 115 section 112.

## MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
SALEM, Oregon,  
February 15, 1889. }

*Mr. Speaker:*

I am directed by the President to inform you that the senate has passed house bill No. 54, to incorporate Lakeview.

And the same is herewith transmitted for enrollment.

JOHN H. SHUPE,  
Chief Clerk.

Mr. Miller of Jackson selected senate bill No. 195.

Mr. Miller moved to suspend the rules and read senate bill No. 195 the first time by title only.

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Apperson, Bean, Blundell, Bowditch, Condon, Derby, Earhart, Fell, Fisher of Polk, Fisher of Multnomah, Geer, Gilbert, Gilham, Goodnough, Hahn, Harrington, Haskell, Howard, Hume, Hunter, Jennings, Kirk, Labrie, Laughlin, Layman, Maxwell, Miller of Jackson, Miller of Linn, Moore, Morelock, Moss, Northup, Paquet, Parker, Paulsen, Pope, Powell, Price, Ricker, Short, Stafford, Strowbridge, Thompson, Waldo, Weed and Wilson—46.

Nays—None.

Absent—Messrs. Armstrong, Belknap, Crook, Crosno, Gambee, Ladd, McCoy, Myers, Napton, Roberts, Roe, Thomas Williamson, and Mr. Speaker—14.

So the rules were suspended and senate bill No. 195 was read the first time by title.

Mr. Miller moved to further suspend the rules and read senate bill No. 195 the second time by title now.

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Apperson, Bean, Blundell, Bowditch, Condon, Crosno, Derby, Fell, Fisher of Polk, Gambee, Geer, Gilbert, Gilham, Goodnough, Hahn, Harrington, Haskell, Howard, Hunter, Jennings, Labrie, Ladd, Laughlin, Layman, Miller of Jackson, Miller of Linn, Moore, Morelock, Moss, Northup, Paquet, Parker, Paulsen, Pope, Powell, Price, Ricker, Short, Stafford, Strowbridge, Thompson, Waldo, Weed, Williamson and Wilson—45.

Nays—None.

Absent—Messrs. Armstrong, Belknap, Crook, Earhart, Fisher of Multnomah, Hume, Kirk, Maxwell, McCoy, Myers, Napton, Roberts, Roe, Thomas, and Mr. Speaker—15.



So the rules were suspended and senate bill No. 195 was read second time by title.

Mr. Miller submitted the following :

AMENDMENT TO SENATE BILL NO. 195.

Amend section 1 by striking out all of the section and inserting in lieu thereof the following :

Section 1. That the boundary line of the corporation of the town of Jacksonville shall commence at the southwest corner of the southeast  $\frac{1}{4}$  of section 31, township 37 south, range 2 west, Willamette meridian, running thence east 160 chains, thence north to the south boundary of J. N. T. Miller's land claim, thence west 160 chains to the place of beginning.

On motion of Mr. Miller, the amendment was adopted.

Mr. Bowditch moved to suspend the rules and read senate bill No. 195 the third time now.

On this question the roll was called and the vote was :

Those voting aye were :

Messrs. Apperson, Bean, Blundell, Bowditch, Condon, Crook, Crosno, Derby, Earhart, Fell, Fisher of Polk, Gambee, Geer, Gilbert, Gilham, Hahn, Harrington, Haskell, Hunter, Jennings, Kirk, Labrie, Ladd, Laughlin, Layman, Maxwell, Miller of Jackson, Miller of Linn, Moore, Morelock, Moss, Myers, Northup, Parker, Paulsen, Pope, Powell, Price, Ricker, Stafford, Strowbridge, Thompson, Waldo, Weed, Williamson and Wilson—46.

Nays—Messrs. Goodnough, Paquet and Short—3.

Absent—Messrs. Armstrong, Belknap, Fisher of Multnomah, Howard, Hume, McCoy, Napton, Roberts, Roe, Thomas and Mr. Speaker—11.

So the rules were suspended.

Senate bill No. 195 was read the third time.

"Shall the bill pass?"

On this question the roll was called and the vote was :

Those voting aye were :

Messrs. Apperson, Bean, Blundell, Bowditch, Condon, Crook, Crosno, Derby, Earhart, Fell, Fisher of Polk, Gambee, Geer, Gilbert, Gilham, Goodnough, Hahn, Harrington, Haskell, Howard, Hume, Hunter, Jennings, Kirk, Labrie, Ladd, Laughlin, Layman, Maxwell, Miller of Jackson, Miller of Linn, Moore, Morelock, Moss, Myers, Northup, Paquet, Parker, Pope, Powell, Price, Ricker, Roe, Short, Stafford, Strowbridge, Thompson, Waldo, Weed, Williamson and Wilson—51.

Nays—None.

Absent—Messrs. Armstrong, Belknap, Fisher of Multnomah, McCoy, Napton, Paulsen, Thomas, Roberts, and Mr. Speaker—9.

So the bill passed.

Mr. Morelock moved to adjourn, pending which Mr. Wilson obtained leave of absence for committee to visit Children's Home at Portland.

Motion to adjourn was lost.

Mr. R. C. Miller selected senate bill No. 5, and moved to suspend the rules and read senate bill No. 5 the first time by title only.

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Apperson, Bean, Blundell, Condon, Crook, Crosno, Derby, Fisher of Polk, Gilbert, Gilham, Goodnough, Hahn, Harrington, Haskell, Howard, Hume, Hunter, Jennings, Kirk, Labrie, Ladd, Laughlin, Layman, Maxwell, Miller of Jackson, Miller of Linn, Moore, Moss, Myers, Northup, Paquet, Parker, Paulsen, Pope, Powell, Ricker, Roe, Short, Stafford, Strowbridge, Thompson, Waldo, Weed, Williamson and Wilson—45.

Nays—None.

Absent—Messrs. Armstrong, Belknap, Bowditch, Earhart, Fell, Fisher of Multnomah, Gambee, Geer, McCoy, Morelock, Napton, Price, Roberts, Thomas, and Mr. Speaker—15.

So the rules were suspended and senate bill No. 5 was read the first time by title.

Mr. Myers moved to suspend the rules and read senate bill No. 5 the second time by title.

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Apperson, Blundell, Condon, Crook, Derby, Fell, Fisher of Polk, Gambee, Geer, Gilbert, Goodnough, Hahn, Harrington, Haskell, Howard, Hume, Hunter, Kirk, Labrie, Ladd, Laughlin, Layman, Maxwell, Miller of Linn, Moore, Morelock, Moss, Myers, Northup, Paquet, Parker, Paulsen, Pope, Powell, Ricker, Short, Stafford, Strowbridge, Thompson, Waldo, Weed, Williamson and Wilson—43.

Nays—None.

Absent—Messrs. Armstrong, Bean, Belknap, Bowditch, Crosno, Earhart, Fisher of Multnomah, Gilham, Jennings, McCoy, Miller of Jackson, Napton, Price, Roberts, Roe, Thomas, and Mr. Speaker—17.

So the rules were suspended and senate bill No. 5 was read the second time by title.

Mr. Myers moved to suspend the rules and read the bill the third time now.

So the rules were suspended and senate bill No. 195 was read second time by title.

Mr. Miller submitted the following :

AMENDMENT TO SENATE BILL NO. 195.

Amend section 1 by striking out all of the section and inserting in lieu thereof the following :

Section 1. That the boundary line of the corporation of the town of Jacksonville shall commence at the southwest corner of the southeast  $\frac{1}{4}$  of section 31, township 37 south, range 2 west, Willamette meridian, running thence east 160 chains, thence north to the south boundary of J. N. T. Miller's land claim, thence west 160 chains to the place of beginning.

On motion of Mr. Miller, the amendment was adopted.

Mr. Bowditch moved to suspend the rules and read senate bill No. 195 the third time now.

On this question the roll was called and the vote was :

Those voting aye were :

Messrs. Apperson, Bean, Blundell, Bowditch, Condon, Crook, Crosno, Derby, Earhart, Fell, Fisher of Polk, Gambee, Geer, Gilbert, Gilham, Hahn, Harrington, Haskell, Hunter, Jennings, Kirk, Labrie, Ladd, Laughlin, Layman, Maxwell, Miller of Jackson, Miller of Linn, Moore, Morelock, Moss, Myers, Northup, Parker, Paulsen, Pope, Powell, Price, Ricker, Stafford, Strowbridge, Thompson, Waldo, Weed, Williamson and Wilson—46.

Nays—Messrs. Goodnough, Paquet and Short—3.

Absent—Messrs. Armstrong, Belknap, Fisher of Multnomah, Howard, Hume, McCoy, Napton, Roberts, Roe, Thomas and Mr. Speaker—11.

So the rules were suspended.

Senate bill No. 195 was read the third time.

"Shall the bill pass?"

On this question the roll was called and the vote was :

Those voting aye were :

Messrs. Apperson, Bean, Blundell, Bowditch, Condon, Crook, Crosno, Derby, Earhart, Fell, Fisher of Polk, Gambee, Geer, Gilbert, Gilham, Goodnough, Hahn, Harrington, Haskell, Howard, Hume, Hunter, Jennings, Kirk, Labrie, Ladd, Laughlin, Layman, Maxwell, Miller of Jackson, Miller of Linn, Moore, Morelock, Moss, Myers, Northup, Paquet, Parker, Pope, Powell, Price, Ricker, Roe, Short, Stafford, Strowbridge, Thompson, Waldo, Weed, Williamson and Wilson—51.

Nays—None.

Absent—Messrs. Armstrong, Belknap, Fisher of Multnomah, McCoy, Napton, Paulsen, Thomas, Roberts, and Mr. Speaker—9.

So the bill passed.

Mr. Morelock moved to adjourn, pending which Mr. Wilson obtained leave of absence for committee to visit Children's Home at Portland.

Motion to adjourn was lost.

Mr. R. C. Miller selected senate bill No. 5, and moved to suspend the rules and read senate bill No. 5 the first time by title only.

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Apperson, Bean, Blundell, Condon, Crook, Crosno, Derby, Fisher of Polk, Gilbert, Gilham, Goodnough, Hahn, Harrington, Haskell, Howard, Hume, Hunter, Jennings, Kirk, Labrie, Ladd, Laughlin, Layman, Maxwell, Miller of Jackson, Miller of Linn, Moore, Moss, Myers, Northup, Paquet, Parker, Paulsen, Pope, Powell, Ricker, Roe, Short, Stafford, Strowbridge, Thompson, Waldo, Weed, Williamson and Wilson—45.

Nays—None.

Absent—Messrs. Armstrong, Belknap, Bowditch, Earhart, Fell, Fisher of Multnomah, Gambee, Geer, McCoy, Morelock, Napton, Price, Roberts, Thomas, and Mr. Speaker—15.

So the rules were suspended and senate bill No. 5 was read the first time by title.

Mr. Myers moved to suspend the rules and read senate bill No. 5 the second time by title.

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Apperson, Blundell, Condon, Crook, Derby, Fell, Fisher of Polk, Gambee, Geer, Gilbert, Goodnough, Hahn, Harrington, Haskell, Howard, Hume, Hunter, Kirk, Labrie, Ladd, Laughlin, Layman, Maxwell, Miller of Linn, Moore, Morelock, Moss, Myers, Northup, Paquet, Parker, Paulsen, Pope, Powell, Ricker, Short, Stafford, Strowbridge, Thompson, Waldo, Weed, Williamson and Wilson—43.

Nays—None.

Absent—Messrs. Armstrong, Bean, Belknap, Bowditch, Crosno, Earhart, Fisher of Multnomah, Gilham, Jennings, McCoy, Miller of Jackson, Napton, Price, Roberts, Roe, Thomas, and Mr. Speaker—17.

So the rules were suspended and senate bill No. 5 was read the second time by title.

Mr. Myers moved to suspend the rules and read the bill the third time now.

On this question the roll was called and the vote was :

Those voting aye were :

Messrs. Apperson, Blundell, Condon, Crook, Crosno, Derby, Fisher of Polk, Fisher of Multnomah, Gambee, Geer, Gilbert, Gilham, Goodnough, Hahn, Harrington, Howard, Hume, Hunter, Jennings, Kirk, Labrie, Ladd, Laughlin, Layman, Maxwell, Miller of Linn, Moore, Morelock, Moss, Myers, Northup, Paquet, Pope, Powell, Ricker, Roe, Short, Stafford, Strowbridge, Thompson, Waldo, Weed, Williamson and Wilson—44.

Nays—None.

Absent—Messrs. Armstrong, Bean, Belknap, Bowditch, Earhart, Fell, Haskell, McCoy, Miller of Jackson, Napton, Parker, Paulsen, Price, Roberts, Thomas, and Mr. Speaker—16.

So the rules were suspended.

Senate bill No. 5 was read the third time.

"Shall the bill pass?"

On this question the roll was called and the vote was :

Those voting aye were :

Messrs. Apperson, Blundell, Condon, Crosno, Derby, Fell, Fisher of Polk, Fisher of Multnomah, Gambee, Geer, Gilbert, Gilham, Goodnough, Hahn, Harrington, Howard, Hume, Hunter, Jennings, Kirk, Ladd, Laughlin, Layman, Miller of Jackson, Miller of Linn, Moore, Morelock, Moss, Myers, Northup, Paquet, Parker, Paulsen, Pope, Powell, Ricker, Roe, Short, Stafford, Strowbridge, Thompson, Waldo, Weed, Williamson and Wilson—45.

Nays—None.

Absent—Messrs. Armstrong, Bean, Belknap, Bowditch, Crook, Earhart, Haskell, Labrie, Maxwell, McCoy, Napton, Price, Roberts, Thomas, and Mr. Speaker—15.

So the bill passed.

On motion of Mr. Laughlin, the house adjourned.

SATURDAY, FEBRUARY 16, 1889.

MORNING SESSION.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
February 16, 1889. }

House called to order at 9:30 o'clock A. M., Mr. Speaker in the chair.

The roll was called, and the absentees were Messrs. Fell, Fisher of Multnomah, Haskell, Laughlin, Miller of Jackson, Myers, Roberts, Northup and Wilson.

Messrs. Myers, Roberts, Wilson and Fisher of Multnomah were excused.

On motion of Mr. Bean, the reading of the journal of yesterday was dispensed with.

Mr. Moore selected house bill No. 170, which was read the third time.

"Shall the bill pass?"

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Armstrong, Belknap, Blundell, Crook, Crosno, Derby, Earhart, Fell, Fisher of Polk, Gambee, Geer, Gilbert, Gilham, Goodnough, Hahn, Harrington, Haskell, Hunter, Kirk, Labrie, Ladd, Laughlin, Maxwell, McCoy, Miller of Jackson, Moore, Moss, Napton, Northup, Paquet, Parker, Paulsen, Pope, Powell, Ricker, Roe, Short, Strowbridge, Thomas, Thompson, Weed, Williamson, and Mr. Speaker—43.

Nays—Messrs. Hume, Jennings, Layman, Miller of Linn, Morelock, Stafford and Waldo—7.

Absent—Messrs. Apperson, Bean, Bowditch, Condon, Fisher of Multnomah, Howard, Myers, Price, Roberts and Wilson—10.

So the bill passed, and there being no objection, the title of the bill stood for the title of the Act.

Mr. Morelock selected senate bill No. 69, which was read the third time.

"Shall the bill pass?"

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Apperson, Armstrong, Bean, Belknap, Blundell, Bowditch, Crook, Crosno, Derby, Earhart, Fell, Fisher of Polk, Gambee, Geer, Gilbert, Gilham, Goodnough, Hahn, Harrington, Howard, Hume, Hunter, Jennings, Kirk, Labrie, Ladd, Laughlin, Layman, Maxwell, McCoy, Moore, Morelock, Moss, Napton, Northup, Paquet, Parker, Paulsen, Pope, Powell, Price, Ricker, Roe, Short, Stafford, Strowbridge, Thomas, Thompson, Waldo, Weed, and Mr. Speaker—51.

Nays—None.

Absent—Messrs. Condon, Fisher of Multnomah, Haskell, Miller of Jackson, Miller of Linn, Myers, Roberts, Williamson and Wilson—9.

So the bill passed.

Mr. Moss selected senate bill No. 59, which was read the third time.

Messrs. Hume and Fell demanded a call of the house.

The roll was called and the absentees were Messrs. Apperson, Bowditch, Fisher of Polk, Fisher of Multnomah, Miller of Jackson, Miller of Linn, Morelock, Price, Roberts and Wilson.

Messrs. Fisher of Multnomah, Myers, Roberts and Wilson were excused.

Mr. Goodnough asked to be excused.

Refused.

Mr. Gambee moved the further call of the house be dispensed with.

Lost.

Mr. Northup moved the further call of the house be dispensed with.

Lost.

Mr. Northup again moved the further call of the house be dispensed with.

Lost.

In order to excuse Mr. Goodnough, Mr. Thompson moved that further proceedings under the call of the house be dispensed with.

Carried.

Mr. Goodnough, by unanimous consent of the house, was excused for the remainder of the day.

Messrs. Thompson and Hume demanded the call of the house.

The roll was called and the absentees were Messrs. Apperson, Bowditch, Fisher of Polk, Fisher of Multnomah, Goodnough, Miller of Jackson, Miller of Linn, Myers, Price, Roberts and Wilson.

The absentees were sent for.

Messrs. Fisher of Multnomah, Myers, Goodnough, Roberts and Wilson had been previously excused.

The Sergeant-at-Arms appeared within the bar with the following absentees: Messrs. Apperson, Bowditch, Fisher of Polk, Miller of Jackson, Miller of Linn, and Price, who were recorded present.

On motion of Mr. Miller of Jackson, further business under call of the house was dispensed with.

"Shall senate bill No. 59 pass?"

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Bean, Belknap, Bowditch, Crook, Crosno, Earhart, Fell, Fisher of Polk, Gambee, Gilbert, Gilham, Hahn, Harrington, Haskell, Hunter, Kirk, Ladd, Maxwell, Miller of Jackson, Moore, Moss, Napton, Northup, Paquet, Parker, Powell, Price, Ricker, Strowbridge, Weed and Williamson—31.

Nays—Messrs. Armstrong, Blundell, Condon, Derby, Geer, Howard, Hume, Jennings, Labrie, Laughlin, Layman, McCoy,

Miller of Linn, Morelock Paulsen, Pope, Roe, Short, Stafford, Thomas, Thompson, Waldo, and Mr. Speaker—23.

Absent—Messrs. Apperson, Fisher of Multnomah, Goodnough, Myers, Roberts and Wilson—6.

So the bill passed.

The Chair gave notice that he was about to sign senate bill No. 74, and soon thereafter stated that he had signed it.

The committee on enrolled bills submitted the following:

#### REPORT.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
February 15, 1889. }

*Mr. Speaker:*

Your committee on enrolled bills, to whom was referred house bill No. 37, beg leave to report the same back to the house correctly enrolled.

S. W. CONDON,  
Chairman.

The Speaker announced he was about to sign house bill No. 37, and soon thereafter stated that he had signed it.

By unanimous consent, the committee on road and highways submitted the following:

#### REPORT.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
February 16, 1889. }

*Mr. Speaker:*

Your committee on roads and highways, to whom was referred senate bill No. 92, beg leave to report that they have had the same under consideration, and would respectfully report it back to the house with the recommendation that it do not pass.

THOMAS PAULSEN,  
Chairman.

The Speaker submitted the following:

#### MESSAGE FROM THE SENATE.

SENATE CHAMBER, }  
SALEM, Oregon, }  
February 16, 1889. }

*Mr. Speaker:*

I am directed by the President to inform you that the senate has



concurred in amendment to senate bill No. 195, incorporating the town of Jacksonville.

JOHN H. SHUPE,  
Chief Clerk.

MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
SALEM, Oregon,  
February 16, 1889. }

*Mr. Speaker :*

I am directed by the President to inform you that senate bill No. 109 and senate bill No. 85 have been reported correctly enrolled.

And the same are herewith transmitted for your signature.

JOHN H. SHUPE,  
Chief Clerk.

The Speaker announced he was about to sign senate bills Nos. 109 and 85, and soon thereafter stated that he had signed them.

The Speaker submitted the following :

MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
SALEM, Oregon,  
February 16, 1889. }

*Mr. Speaker :*

I am directed by the President to inform you that the senate has passed senate bill No. 98, being a bill for an Act to amend section 557 and repeal section 558 of the laws of Oregon.

And the same is herewith transmitted for the consideration of the house.

JOHN H. SHUPE,  
Chief Clerk.

Passed to first reading.

MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
SALEM, Oregon,  
February 16, 1889. }

*Mr. Speaker :*

I am directed by the President to inform you that the senate has passed senate bill No. 90, being a bill for an Act to amend

section 1982, title II, chapter X, Hill's code, relating to crimes against the public health.

And the same is herewith transmitted for the consideration of the house.

JOHN H. SHUPE,  
Chief Clerk.

Passed to first reading.

MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
SALEM, Oregon,  
February 16, 1889. }

*Mr. Speaker:*

I am directed by the President to inform you that the senate has passed senate bill No. 82, being a bill for an Act to amend section 2797, of title VI, chapter XVII, of the laws of Oregon; also senate bill No. 86, being a bill for an Act to provide for the appointment of a boatman at Astoria.

And the same are herewith transmitted to you for the consideration of the house.

JOHN H. SHUPE,  
Chief Clerk.

Senate bill No. 82 passed to first reading.

Mr. Apperson moved that senate bill No. 86 be returned to the senate so as to amend the title.

The motion prevailed, and senate bill No. 86 was returned to the senate.

MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
SALEM, Oregon,  
February 16, 1889. }

*Mr. Speaker:*

I am directed by the President to inform you that the senate has passed senate bill No. 88, being a bill for an Act to amend section 2304 of the laws of Oregon.

And the same is herewith transmitted for the consideration of the house.

JOHN H. SHUPE,  
Chief Clerk.

Passed to first reading.

## MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
SALEM, Oregon,  
February 16, 1889. }

*Mr. Speaker :*

I am directed by the President to inform you that the senate has passed senate bill No. 89, being a bill for an Act to protect hotel-keepers, inn-keepers and boarding-house keepers.

And the same is herewith transmitted for the consideration of the house.

JOHN H. SHUPE,  
Chief Clerk.

Passed to first reading.

## MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
SALEM, Oregon,  
February 16, 1889. }

*Mr. Speaker :*

I am directed by the President to inform you that the senate has passed senate bill No. 201, a bill for an Act to amend sections 4061, 4070, 4084 and 4085, of title I, chapter XVI, of miscellaneous laws of Oregon.

And the same is herewith transmitted for the consideration of the house.

JOHN H. SHUPE,  
Chief Clerk.

Passed to first reading.

## MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
SALEM, Oregon,  
February 15, 1889. }

*Mr. Speaker :*

I am directed by the President to inform you that the senate has passed senate bill No. 207, to incorporate the town of Dayton, Oregon.

And the same is herewith transmitted for the consideration of the house.

JOHN H. SHUPE,  
Chief Clerk.

Passed to first reading.

## MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
SALEM, Oregon,  
February 15, 1889. }

*Mr. Speaker :*

I am directed by the President to inform you that the senate has passed house bill No. 139, with amendment.

And the same is herewith transmitted for the consideration of the house and enrollment.

JOHN H. SHUPE,  
Chief Clerk.

## AMENDMENT TO HOUSE BILL NO. 139.

Add to subdivision 4, of section 8, after the word "sold": "*provided, however*, that no license for the sale of spirituous, vinous or malt liquors shall be issued for a sum less than is prescribed by the general laws of the State of Oregon for the license of the sale of spirituous, vinous or malt liquors in force at the time of the issuance of such license."

On motion of Mr. Price, the house concurred in the amendment.  
The Speaker submitted the following :

## MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
SALEM, Oregon,  
February 15, 1889. }

*Mr. Speaker :*

I am directed by the President to inform you that the senate has passed house bill No. 194, to incorporate the town of Albina, with amendments.

And the same is herewith transmitted to you for the consideration of the house and enrollment.

JOHN H. SHUPE,  
Chief Clerk.

## FIRST AMENDMENT.

Amend section 8 by inserting the word "shall" between the words "or" and "be," in the second line of the fourth page.

## SECOND AMENDMENT.

Amend section 37 by inserting the words "each year" at the end of the third line of said section; by inserting at the end of

subdivision 5, the words, "*provided*, that no license to sell or dispose of spirituous or malt liquors shall be granted by said council for a less sum than shall, at the date of such license, be required to be paid for like license by the general laws of the State of Oregon;" by striking out the word "spread," in subdivision 19, and insert the word "spreading" in lieu thereof; and by inserting the word "the" between the last two words of subdivision 35 of said section 37.

### THIRD AMENDMENT.

Amend section 95 by adding thereto the words, "but no such notice shall be given until the owners of one-half of the property affected by such improvement shall petition for the same."

### FOURTH AMENDMENT.

Amend section 99 so that it shall read as follows:

"Section 99. In the case of a notice to establish a grade, or for the alteration thereof, the council, within the time limited by section 98, may establish or alter such grade, by ordinance, as proposed in the notice."

### FIFTH AMENDMENT.

Amend section 106 by striking out the word "as," in the last line of said section, and inserting the word "so" in lieu thereof.

### SIXTH AMENDMENT.

Amend section 111 by inserting the word "years" after the word "three" therein.

### SEVENTH AMENDMENT.

And amend section 155 by striking therefrom the words, "and all bonds issued under this Act shall be exempt from taxation either by this State or any county or municipal corporation therein."

On motion of Mr. Hume, the house concurred in the amendments.

The committee on elections, with leave to report at any time, submitted the following:

### REPORT.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
February 16, 1889. }

*Mr. Speaker :*

Your committee on elections, to whom was referred senate bill No. 91, beg leave to report that they have had the same under

consideration, and would respectfully report it back to the house with the recommendation that it do pass, with the following amendments:

FIRST AMENDMENT.

That the word "special" be stricken out of the bill wherever it occurs and insert the word "general."

SECOND AMENDMENT.

Amend section 5 by striking out the date "September 1, 1889," and insert in lieu thereof the date "October 1, 1890."

THIRD AMENDMENT.

Amend by striking out section 1 and insert in lieu thereof the following: "Section 1. That on the first Monday in June, 1890, the legal voters of Gilliam county, State of Oregon, shall vote upon the question of permanently locating the county seat of said Gilliam county. The poll books for said election shall be ruled and prepared so as to provide a sufficient number of columns for recording and counting all the votes cast for permanently locating the county seat of said Gilliam county, and the election provided for by this Act shall be deemed and made a part of the general election in Gilliam county in the year 1890."

J. N. WILLIAMSON,  
Chairman.

On motion of Mr. Williamson, the report and amendments were adopted.

On motion of Mr. Hume, senate bill No. 92 was indefinitely postponed.

The Speaker submitted the following:

MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
SALEM, Oregon,  
February 16, 1889. }

*Mr. Speaker:*

I am directed by the President to inform you that the senate has passed senate bill No. 94, being a bill for an Act to amend section 44, of title IV, of chapter I, of the laws of Oregon.

And the same is herewith transmitted for the consideration of the house.

JOHN H. SHUPE,  
Chief Clerk.

Passed to first reading.

MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
SALEM, Oregon,  
February 16, 1889. }

*Mr. Speaker :*

I am directed by the President to inform you that he has signed house bill No. 37.

And the same is herewith returned.

JOHN H. SHUPE,  
Chief Clerk.

Mr. Napton selected house bill No. 208, the same being in the hands of the committee on counties.

The committee submitted the following :

REPORT.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon,  
February 8, 1889. }

*Mr. Speaker :*

Your committee on counties, to whom was referred house bill No. 208, beg leave to report that they have had the same under consideration, and would respectfully report it back to the house without recommendation.

C. B. CROSNO,  
Chairman.

Mr. Napton moved to consider house bill No. 208 engrossed and pass to third reading now.

Carried.

House bill No. 208 was read the third time.

"Shall the bill pass?"

On this question the roll was called and the vote was :

Those voting aye were :

Messrs. Bean, Crook, Crosno, Gambée, Gilbert, Haskell, Ladd, Maxwell, Miller of Jackson, Morelock, Moss, Napton, Northup, Parker, Powell, Roberts and Strowbridge—17.

Nays—Messrs. Apperson, Armstrong, Blundell, Condon, Derby, Fell, Fisher of Polk, Geer, Hahn, Harrington, Howard, Hume, Hunter, Jennings, Labrie, Laughlin, Layman, McCoy, Miller of Linn, Moore, Paquet, Paulsen, Pope, Ricker, Short, Stafford, Thomas, Thompson, Waldo, Weed, Williamson, and Mr. Speaker—32.

Absent—Messrs. Belknap, Bowditch, Earhart, Fisher of Multnomah, Gilham, Goodnough, Kirk, Myers, Price, Roe and Wilson—11.

So the bill failed to pass.

Mr. Northup, when his name was called, stated that the bill he desired to call up had not as yet come from the senate, and waived his right at present, with permission to call his bill up at any time it might be reported from the senate.

Mr. Paquet selected house bill No. 67, which was read the third time.

“Shall the bill pass?”

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Apperson, Armstrong, Bean, Belknap, Blundell, Bowditch, Condon, Crosno, Derby, Earhart, Fell, Fisher of Polk, Gambee, Geer, Gilbert, Gilham, Hahn, Harrington, Haskell, Howard, Hume, Hunter, Jennings, Kirk, Labrie, Ladd, Laughlin, Layman, Maxwell, McCoy, Miller of Jackson, Miller of Linn, Moore, Morelock, Moss, Napton, Northup, Paquet, Parker, Paulsen, Pope, Powell, Price, Ricker, Roberts, Roe, Short, Stafford, Strowbridge, Thomas, Thompson, Waldo, Williamson, and Mr. Speaker—54.

Nays—Mr. Weed.

Absent—Messrs. Crook, Fisher of Multnomah, Goodnough, Myers and Wilson—5.

So the bill passed, and there being no objection, the title of the bill stood as the title of the Act.

The Speaker submitted the following:

#### MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
SALEM, Oregon,  
February 16, 1889. }

*Mr. Speaker:*

I am directed by the President to inform you that the senate has again considered senate bill No. 86, finding the same satisfactory and requiring no further action on the part of the senate.

And the same is herewith returned for the consideration of the house.

JOHN H. SHUPE,  
Chief Clerk.



## MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
SALEM, Oregon,  
February 16, 1889. }

*Mr. Speaker :*

I am directed by the President to inform you that the senate has passed senate bill No. 108, being a bill for an Act to amend section 387 of the miscellaneous laws of Oregon.

And the same is herewith transmitted for the consideration of the house.

JOHN H. SHUPE,  
Chief Clerk.

Passed to first reading.

## MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
SALEM, Oregon,  
February 16, 1889. }

*Mr. Speaker :*

I am directed by the President to inform you that the senate has passed senate bill No. 107, being a bill for an Act making it a misdemeanor for any person to ask or request for himself or another to be placed upon any jury.

And the same is herewith transmitted for the consideration of the house.

JOHN H. SHUPE,  
Chief Clerk.

Senate bill No. 107 passed to first reading.

On motion of Mr. Thompson, the house adjourned until Monday afternoon at 2 o'clock P. M.

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MONDAY, FEBRUARY 18, 1889.

## AFTERNOON SESSION.

HOUSE OF REPRESENTATIVES,  
SALEM, Oregon,  
February 18, 1889. }

The house was called to order at 2 o'clock P. M., Mr. Speaker in the chair.

The roll was called, and all the members were present except Messrs. Fisher of Polk and Gambee.

House opened with prayer by Rev. Mr. Denton, of Scio, Linn county.

On motion of Mr. Bean, the reading of the journal was dispensed with.

On motion of Mr. Wilson, the house ordered printed 500 copies of the report of the special committee appointed to investigate the management of the Oregon State penitentiary.

On motion of Mr. Harrington, Hon. J. J. Daly was invited to a seat within the bar.

The committee on enrolled bills submitted the following:

#### REPORT.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
February 18, 1889. }

*Mr. Speaker:*

Your committee on enrolled bills, to whom was referred house bill No. 54, beg leave to report the same back to the house as correctly enrolled.

S. W. CONDON,  
Chairman.

The Speaker announced that he was about to sign house bill No. 54, and soon thereafter stated that he had signed it.

Mr. Bean moved to reconsider the vote by which house bill No. 19 failed to pass.

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Bean, Blundell, Bowditch, Condon, Crook, Crosno, Earhart, Fell, Fisher of Multnomah, Gilbert, Gilham, Goodnough, Harrington, Haskell, Howard, Hume, Hunter, Jennings, Kirk, Labrie, Ladd, Laughlin, Layman, Maxwell, McCoy, Miller of Jackson, Moore, Moss, Myers, Napton, Northup, Paquet, Parker, Paulsen, Price, Ricker, Roe, Stafford, Strowbridge, Thomas, Thompson, Weed, Williamson, Wilson and Mr. Speaker—45.

Nays—Messrs. Apperson, Belknap, Derby, Fisher of Polk, Geer, Hahn, Miller of Linn, Morelock, Pope, Powell, Roberts, Short and Waldo—13.

Absent—Messrs. Armstrong and Gambee—2.

So the vote was reconsidered.

“Shall the bill pass?”

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Armstrong, Bean, Bowditch, Condon, Crook, Fell, Fisher of Multnomah, Gilbert, Gilham, Goodnough, Harrington, Haskell, Howard, Hume, Hunter, Jennings, Labrie, Ladd, Maxwell, McCoy, Miller of Jackson, Northup, Paquet, Parker, Paulsen, Price, Ricker, Stafford, Strowbridge, Thomas, Weed, Williamson, Wilson, and Mr. Speaker—34.

Nays—Messrs. Apperson, Belknap, Crosno, Derby, Earhart, Fisher of Polk, Gambee, Geer, Hahn, Kirk, Laughlin, Layman, Miller of Linn, Moore, Morelock, Moss, Myers, Napton, Pope, Powell, Roberts, Short, Thompson and Waldo—24.

Absent—Messrs. Blundell and Roe—2.

So the bill passed, and there being no objection, the title of the bill stood as the title of the Act.

The chairman of the special committee appointed to report on the adoption of a series of text-books, submitted the following, which, on motion of Mr. Blundell, was ordered printed.

#### REPORT.

HOUSE OF REPRESENTATIVES, )  
SALEM, Oregon, )  
February 18, 1889. }

*Mr. Speaker:*

Your committee appointed in pursuance of house resolution No. 14, to investigate and report to the house what necessity existed for the changes of text-books of the common schools recently made in this State, the extent of such changes, the expense that will be thereby entailed upon the citizens of this State, the means taken to procure such changes, the names of the publishers of the text-books now in use in the common schools of this State, and the names of the publishers of the text-books in the proposed change, have had said matters under consideration, and beg leave to report thereon as follows:

We find that in 1872 the legislative assembly passed an Act to establish a uniform course of public instruction in the common schools of this State. Prior to that time each school district in the State adopted its own series of text-books, and there were practically as many series of books as there were schools. This rendered the gradation and classification of pupils difficult and imperfect, and the proper grading of a school impossible. It impaired the efficiency of the schools and retarded the advancement of pupils. It also entailed a needless and very great expense upon people moving

from one part of the State, or from one school district to another, by requiring them to purchase a great variety of school books. To remedy these evils the Act of 1872 was passed, and in 1873 the first uniform series of text-books for use in all of the common schools of the State was adopted.

As a result of this system of uniformity throughout the State, the schools have rapidly advanced in standard and increased in excellence and efficiency, and the expense of educating the children has been decreased; and by reason of the same books being used in all the schools, the teachers have become thoroughly familiar with them, and more efficient in their use.

The advantages of such a system of uniformity over the plan of adopting text-books by districts or counties are so great and so apparent, and have done so much towards building up and developing the standard of our schools, that your committee deem them worthy of notice.

We find that since the adoption of the law establishing said uniformity of text-books, there have been very few changes made in the school books used in this State, and that a large number of the books adopted at the first selection in 1873 are still in use and have been readopted by the present vote for a further term of four years, making a period of twenty years' use.

In order to aid in a clear presentation of the subjects to be investigated by your committee, we have compiled from the records the following statement showing what changes of text-books have been made since the first adoption in 1873, and the length of time that ail of the principal books have been in use:

#### SPELLERS.

In 1873 the Pacific coast series of spellers was adopted, and continued in use until 1879, a period of six years. In 1879 they were displaced by Watson's independent spellers, then adopted, and which are still in use, and have been readopted by the present vote for another term of four years, ending October 1, 1893, making a period of continuous use of fourteen years, and making but one change in spellers in twenty years.

#### READERS.

We find that the Pacific coast series of readers was adopted in 1873, and continued in use until 1879, six years, at which time they were displaced by the Independent series of readers, which are still in use and will be up to October 1, 1889, having been in continuous

use for ten years. By the present vote these readers have been displaced without cost by the new National series of readers. The Pacific coast series was used six years, the Independent series ten years.

The Pacific coast readers and spellers were very poor books and were legislated out by the Act passed by the legislature in 1878.

#### PENMANSHIP AND COPY BOOKS.

The Spencerian system of penmanship and copy books was adopted in 1873. These books have been in use ever since, and are readopted by the present vote for a further term of four years, ending October 1, 1893, making twenty years' continuous use without change.

#### WRITTEN ARITHMETICS.

In 1873 Thompson's written arithmetics were adopted, and continued in use up to 1881, eight years. On October 1, 1881, Brooks' series of written arithmetics went into use. By the present vote the Brooks' series will be displaced October 1, 1889, by Fish's written arithmetics. Thompson's arithmetics were thus used eight years, and Brooks' eight years.

#### MENTAL ARITHMETICS.

We find that Brooks' normal mental arithmetic was adopted in 1873, and has been in use ever since. It is again adopted by the present vote for the four years ending October 1, 1893, making a period of twenty years' use without change.

#### GEOGRAPHIES.

Monteith's geographies were adopted in 1873, and have been in use ever since, and are readopted by the present vote for four years, ending October 1, 1893, making twenty years' continuous use without change.

#### HISTORY OF THE UNITED STATES.

Barnes' brief history of the United States was adopted in 1873, has never been changed, and is readopted by the present vote for the four years ending October 1, 1893, making twenty years' continuous use without change.

## SCIENTIFIC BOOKS.

Steele's physiology was adopted in 1873, has been in use ever since, and is readopted by the present vote, making twenty years' use without a change.

Steele's natural physiology was adopted in 1873, has never been changed, and is readopted for the next four years, making a period of twenty years' use without change.

Steele's chemistry was adopted in 1873, has been used ever since, and is now readopted, making a period of twenty years' use without change.

## GRAMMARS.

Clark's grammars were adopted in 1873, and continued in use until 1885, a period of twelve years, when they were dropped from the course, leaving Sill's grammar, which was added to the Clark's in 1881, for a time the whole text-book on grammar. The Sill has been used ever since, and is readopted by the present vote, making a period of twelve years' use. The Clark's, which was dropped in 1885, is restored by the present vote. Thus there has been no change in the text-books on grammar since the adoption of State uniformity.

## MINOR CHANGES.

There have been, since the adoption of the first uniform series in 1873, the following changes in books which are used by so small a number of pupils as not to be worthy of separate mention:

Anderson's general history for advanced schools was adopted in 1873, and continued in use until 1885, a period of twelve years. In 1885 it was displaced by Barnes' universal history, which is readopted by the present vote for another four years, ending in 1893, making eight years' use.

Hopkins' manual of American Ideas was adopted in 1873, and was used for eight years, and until 1881, when Young's government class-book was adopted instead.

The latter has ever since been in use and is readopted by the present vote for the coming four years, which will make a period of twelve years' use.

In 1873 Wood's botany was adopted and used for eight years. It was then displaced by Steele's botany, which has been in use ever since, and is readopted for the next four years, making twelve years' use.

Bryant & Stratton's book-keeping was adopted in 1873 and used

for eight years, when Lyte's book-keeping was substituted for it. By the present vote Bryant & Stratton is restored in place of Lyte's.

Brooks' algebra and geometry and trigonometry were adopted in 1873, and have been used ever since.

By the present vote Robinson's algebra and geometry and trigonometry have been substituted for the Brooks', and will go into use October 1, 1889.

The Brooks' algebra and geometry and trigonometry have been in use sixteen years.

We find that since the adoption of the system of State uniformity in 1872, and the selection of the first series of text-books thereunder, there have been no changes in text-books excepting the few above mentioned.

There have been a few new books on additional topics added to the series from time to time, to supply necessities arising from the advancement in standard of the schools. These books do not affect the common schools generally, being principally for advanced classes and the higher grades. None of these books have been changed.

Having thus considered the history of the series of text-books used in the public schools of the State, we now proceed to consider the several questions submitted to our investigation by the said resolution.

#### THE PRESENT VOTE, AND EXTENT OF CHANGES MADE BY IT.

We find that the entire series of text-books now in use has been readopted by the present vote for another period of four years, beginning October 1, 1889, except the changes in readers, written arithmetics, book-keeping, and algebra, geometry and trigonometry.

#### CHANGE IN READERS.

The old series of Independent readers, consisting of six books, has been in use for ten years, and is now displaced by the new National series of readers, consisting of five books, and published by the same firm. The new readers are exchanged free for the old ones, and the change in readers costs absolutely nothing, and it is, in the judgment of your committee, of very great benefit to the schools and the children of the State. Since the publication of the old series of Independent readers many improvements have been made in methods of teaching, and great advancement made in the art of book-making and illustration. The new National series of readers is one of the latest and best series of readers published, and far superior to the old series.

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**CHANGE IN WRITTEN ARITHMETICS.**

The Brooks series of written arithmetics has been in use eight years, and by the present vote is changed for Fish's written arithmetics. The objections to the Brooks' written arithmetics, and the difficulties found in their use in the schools, are as follows: The series consists of too many books; the gradation and arrangement is bad, and not suitable or practical for use in ordinary common schools; many of the problems are too difficult, and the books are too abstruse and scientific for common school-room use. Besides this, the books are of higher price than the new ones adopted. The Fish's written arithmetics, your committee are informed, are used in Washington Territory, Nevada, Montana, Idaho and Colorado, and also in many places in California, as supplemental to the State series.

The exchange prices of the new arithmetics are as follows: Fish's No. 1, 15 cents; Fish's No. 2, 30 cents, and old books of lower grade may be exchanged for the new books of a higher grade. Introductory prices: Fish's No. 1, 30 cents; Fish's No. 2, 60 cents. These prices are not limited as to time, but are to continue until all the schools are supplied with the books. The retail prices afterwards are: Fish's No. 1, 35 cents; Fish's No. 2, 75 cents, making \$1.10 for the set. The prices of the Brooks series now in use are as follows: Brooks' primary, 25 cents; Brooks' elementary, 45 cents; Brooks' written, 90 cents; making \$1.60 for the set.

Your committee has carefully examined into the question as to what, if anything, this change in written arithmetics will cost. We find that at the end of the four years for which the new books are adopted, the people will have saved by reason of the less cost of the new books, and the less number of books in the series, a considerable sum of money; and that instead of the change costing the people of the State anything, it will result in an actual saving of money.

**CHANGE IN ALGEBRA AND GEOMETRY AND TRIGONOMETRY.**

The Fish's written arithmetics and the Robinson's algebra and geometry and trigonometry are by the same author and part of the same mathematical series, and the superintendents doubtless voted to change the Brooks algebra and geometry and trigonometry to Robinson's in order to have the mathematical series correspond, which is an obvious advantage, and perhaps, also, for some of the same reasons which impelled them to vote for a change in written arithmetics. The algebra and geometry and trigonometry are used in advanced grades only, and the number used in the entire State is so small as to make a change of little moment and slight cost.



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CHANGE IN BOOK-KEEPING.

The county superintendents, by the present vote, have restored Bryant & Stratton's book-keeping, which is the standard book upon the subject and used throughout the United States in place of Lyte's book-keeping, which was adopted eight years ago, and which has been found to be a poor book and without merit. Book-keeping is taught in but few schools in the State, and the number of books on that subject used is so insignificant that the change amounts to nothing so far as cost is concerned, and affects a few people in the towns only, and the change has undoubtedly given the pupils who do use it a far superior book.

The amount of money saved in the four years by the change of written arithmetics will counterbalance a great many times over the small cost of changing the text-books on book-keeping, algebra and geometry and trigonometry.

## WHAT NECESSITY EXISTED FOR THE CHANGES MADE.

This question has been practically answered by the preceding statements.

The readers now in use have been used ten years, and are greatly excelled in subject matter, type, illustration and new method and general merit, by the new National series which is adopted instead. The change costs absolutely nothing and will be of great benefit. Teachers and educators all agree that occasional changes in readers are not only desirable but necessary. Your committee think that a great necessity existed for this change, and that the county superintendents have acted wisely and for the public good in voting it.

Your committee is also of the opinion that there existed a generally recognized necessity for a change in written arithmetics. The Brooks series came very nearly being displaced by the vote four years ago, and, upon the present vote, two superintendents only in the entire State voted to retain it. The objections above stated to these books are expressed by the majority of teachers and educators throughout the State. The Fish's arithmetics adopted instead are in use throughout the Pacific coast. They cost less than the Brooks, and your committee believe are excellent arithmetics and well adapted to the needs of our public schools. The change in arithmetics will result in saving money to the people, and your committee are of the opinion that the county superintendents subserved the public interest by making the change. The changes made in the algebra and geometry and trigonometry and in book-keeping

are of little importance to the majority of parents and scholars, and your committee think that sufficient reasons existed for making them.

#### WHAT EXPENSE WILL BE ENTAILED BY THE CHANGES.

In the judgment of your committee no expense whatever will be entailed upon the people by the few changes, but on the contrary money will be actually saved by reason of the changes being made.

#### MEANS TAKEN TO PROCURE THE CHANGES.

These changes seem to have been made in response to a general public demand for a change of text-books on reading and arithmetic. They are of undoubted benefit to the schools and save expense to the people, and your committee are unable to discover anything unusual or improper in the manner of making the changes. The readers displaced had been long in use and are much excelled by the new books. The new readers are of recognized merit, cheap in price, and are exchanged free. The arithmetics displaced were generally objectionable and of high price. The new arithmetics are conceded to be practical and excellent books, and are in general use upon the Pacific coast, cost less than the old ones, and the exchange rates are very favorable.

We find that the Superintendent of Public Instruction, on September 5, 1888, in pursuance of a resolution of the State board of education, sent notice to 112 publishing firms (being all the publishers known in the United States) of the approaching vote of the county superintendents of Oregon for the adoption of a series of text-books for use in the schools of the State, and inviting them to compete and to submit prices and samples of books both to the State board and to the county superintendents. In response to this notice the following-named forty-one publishers filed proposals to furnish books, and all or nearly all of them submitted samples of books for examination, viz.:

John Allyn, Boston, Mass.  
Townsend MacCoun, New York, N. Y.  
National School of Elocution, Philadelphia, Pa.  
Standard School Book Co., St. Louis, Mo.  
Kennedy & Co., New York.  
Tainton Bros. & Co., Chicago, Ill.  
D. Appleton & Co., New York.  
John C. Buckbee, Chicago, Ill.  
H. I. Ingerson & Co., St. Louis, Mo.  
Silver, Burdette & Co., Chicago, Ill.

William Wood & Co., New York.  
 Forum Publishing Co., New York.  
 The Bancroft Co., San Francisco, Cal.  
 The Prang Educational Co., Boston, Mass.  
 J. B. Lippincott & Co., Philadelphia, Pa.  
 Houghton, Mifflin & Co., Boston, Mass.  
 Ivison, Blakeman & Co., New York and Chicago.  
 Sheldon & Co., New York.  
 Lee & Shepard, Boston, Mass.  
 Ginn & Co., Boston, New York and Chicago.  
 Western Publishing House, Chicago, Ill.  
 A. Lovell & Co., New York.  
 A. S. Barnes & Co., New York.  
 Allyn & Bacon, Boston, Mass.  
 Christopher Sower Co., Philadelphia, Pa.  
 W. H. Butler & Co., Chicago, Ill.  
 Clark & Maynard, New York.  
 D. D. Merrill, St. Paul, Minn.  
 S. C. Griggs & Co., Chicago, Ill.  
 D. C. Heath & Co., Chicago, Ill.  
 A. C. Armstrong & Son, New York.  
 Porter & Coates, Philadelphia, Chicago, New York and Boston.  
 Leach, Shewell & Co., New York.  
 Thompson, Brown & Co., Boston, Mass.  
 The Ingerson Publishing Co., St. Louis, Mo.  
 Harper Bros., New York.  
 Cowperthwaite & Co., Philadelphia, Pa.  
 G. and C. Merriam & Co., Springfield, Mass.  
 Van Antwerp, Bragg & Co., Cincinnati, Ohio.  
 John E. Potter & Co., Philadelphia, Pa.  
 Oliver Ditson & Co., Boston, Mass.

We find, also, that preceding the vote of the county superintendents, the text-book question was generally discussed by the superintendents themselves, by teachers and educators, by school officers and directors, at public teachers' institutes and in the newspapers.

#### NAMES OF PUBLISHERS OF BOOKS NOW IN USE.

We find that the following named firms are the publishers of the text-books now in use, viz.:

A. S. Barnes & Co.  
 Sower, Potts & Co. (Christopher Sower Co.)  
 Lee & Shepard.  
 Ivison, Blakeman & Co.  
 Clark & Maynard.

## NAMES OF PUBLISHERS UNDER THE CHANGE.

We find that the following named firms are the publishers of the books adopted by the recent vote, viz.:

Sower, Potts & Co. (Christopher Sower Co.)

A. S. Barnes & Co.

Clark & Maynard.

Iverson, Blakeman & Co.

## CONCLUSION.

In conclusion, your committee feel that we should say, in justice to the twenty-nine county superintendents of the State, whose official action has been called into question by the resolution providing for this investigation, that we have found nothing indicating that these officers in voting the changes made acted upon any improper motives, or otherwise than as they believed the public interest required; and that we have been wholly unable to discover anything which indicates that they have been derelict in the performance of official duty.

J. E. BLUNDELL,

C. B. CROSNO,

E. B. GAMBEE,

Committee.

## MESSAGE FROM THE SENATE.

SENATE CHAMBER,

SALEM, Oregon,

February 18, 1889. }

*Mr. Speaker:*

I am directed by the President to inform you that the senate has passed senate bill No. 126, being a bill for an Act to amend section 2507 of Hill's annotated laws of Oregon, relating to ballot paper.

And the same is herewith transmitted for the consideration of the house.

JOHN H. SHUPE,

Chief Clerk.

Passed to first reading.

Mr. Wilson moved to suspend the rules and read senate bill No. 126 the first time by title only.

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Apperson, Armstrong, Bean, Belknap, Bowditch, Condon, Crosno, Earhart, Fell, Fisher of Multnomah, Gambée, Geer, Gilbert, Gilham, Goodnough, Hahn, Harrington, Haskell, Howard, Hume, Hunter, Jennings, Kirk, Labrie, Ladd, Laughlin, Layman, Maxwell, McCoy, Miller of Jackson, Miller of Linn, Moore, Morelock, Moss, Myers, Napton, Northup, Paquet, Parker, Paulsen, Pope, Powell, Price, Ricker, Roberts, Roe, Short, Stafford, Strowbridge, Thomas, Thompson, Waldo, Weed, Williamson and Wilson—55.

Nays—Messrs. Crook, Derby, Fisher of Polk, and Mr. Speaker—4.

Absent—Mr. Blundell.

So the rules were suspended and senate bill No. 126 was read the first time by title.

The chairman of the committee on public buildings submitted the following report, which, on motion of Mr. Geer, was ordered printed.

#### REPORT.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
February 18, 1889. }

*To the Honorable Speaker of the House:*

We, your committee on public buildings, beg leave to submit the following report:

An examination of the surroundings at the penitentiary leads us to believe that the recommendation of Superintendent Downing relative to an appropriation to provide two looms, and the accompanying machinery to operate them, is worthy of favorable consideration.

The annual expense to the State of buying woollen cloth for prisoners' clothing, and blankets for general prison use, amounts to thousands of dollars. Any proposition that will tend to make the State prison self-sustaining ought to meet the hearty approval of every taxpayer and legislator, and more especially since it can be accomplished with so small expense to the State. The power necessary to propel the machinery, and the room for operating it, are already provided, and your committee are of the opinion that since to this can be added the further fact that a sufficient number of United States prisoners, who cannot be employed in the shops, are usually in the prison to do all the labor, the State would find it a matter of economy to make provision for this undertaking. Even if a surplus of such material should accumulate, a ready market would be found in the various prisons of this coast.

Another item of improvement at the prison that seems feasible and advisable is the providing of means to furnish the power for running the electric light plant. At present the main wheel that propels all the prison machinery for the shops, and for furnishing water to the asylum, is used every night for running the electric light machinery. This wheel is one-hundred horse power, and through the day is used to its fullest capacity. To run the electric light machinery does not require more than one-third this power, but it is found necessary to increase its velocity fully thirty per cent. This, of course, is found to be injurious to the wheel itself and its connections, and the superintendent believes it would be vastly cheaper to the State to provide a much smaller wheel for the electric light plant, a suggestion your committee believes is worthy of adoption.

Your committee believes that the recommendation of the superintendent, relative to the construction of a south wing to the prison for a reformatory school, is impracticable at this time, but that an appropriation for cementing the end of the south wing as a means of resisting the effect of the beating rains against it should be made.

We believe that the suggestion of the superintendent as to the necessity of erecting a separate water tower, and removing the three large tanks that now rest on the roof, and which certainly tend to cause the decay of the roof, is a good one, and should be adopted.

In other respects your committee conclude that the buildings on the prison grounds are in very good condition, and need no present improvement.

The superintendent of the insane asylum asks for an appropriation to construct an additional wing to the asylum building. The support of the unfortunate insane and idiotic of the State has become an expense of great magnitude, but it is one that cannot be in any manner shirked by the people. The asylum building is already one of immense proportions, but the erection of an addition to it seems to be an absolute necessity. When this wing is constructed it will accommodate as many patients as it will be found practicable to ever care for in one building.

The time is evidently approaching rapidly when the care of the insane and idiotic must be under a separate management, but to provide for such a number as we have now it would appear to be a measure of necessity to furnish room asked for.

#### HEATING.

The hot air furnaces of the asylum building are found in a very bad condition, the result of constant and severe use, and in the

opinion of your committee, immediate and prompt action should be had in accordance with the recommendation of the superintendent of the asylum. Upon inquiry your committee learn that the average lifetime of a hot air furnace in constant use is not more than three years, and that the duration of a steam heating apparatus is more than three times as great, and that by careful usage may last full twenty years.

We fully approve the subjoined statement of the superintendent of the asylum on this question: "Although an entire new plant of hot air furnaces for the heating of this institution was placed in position but a few years ago, it becomes my duty to report to you that such furnaces have become almost entirely worn out, and require either to be replaced with new ones or some other system of heating adopted. Inasmuch as heating by hot air has proven to be a very expensive method in the use of fuel, and not at all satisfactory, besides being a constant source of danger from fire, I would advise that a change be made to heating with hot water or steam, either system being preferable and more economical than the present one. Our experience with hot air has been that it is impossible upon cold days to heat such wards as are exposed to the quarter from which a cold wind is blowing, and it has ever been necessary at times in the past to issue blankets to the patients to keep them from suffering, and this, too, with the furnaces going at full blast, and using wood at the rate of twelve cords a day. We estimate, upon careful calculation, that a change from the present system to one of heating by steam, would result in a saving of at least six hundred cords of wood per annum, and by heating with hot water the saving in fuel would be even greater. As the cost of wood is increasing each year, this becomes of great importance. The life of the present furnaces has not exceeded three years, while either of the other systems, if properly put in, will last a lifetime with ordinary repairs. The location of the furnaces, with all their connections and heated pipes, being directly under the building, it is merely a question of time as to when they will cause a serious conflagration, and only by constant vigilance have we thus far escaped such a visitation.

The heat derived from steam, or hot water coils, is much more healthful and natural than the stifling blast of deoxygenized hot air with which the wards are now furnished. To renew the present furnaces will cost about five thousand dollars. To put in a complete system of steam heating, with boilers, will cost about twenty thousand dollars. A plant for heating with hot water will cost about twenty-five thousand dollars. In making these estimates outside figures are given."

It was the intention of this committee to ask for an appropriation to place the dome on the capitol building, and otherwise complete that structure, but the unusual number of appropriations passed by this legislature has constrained us to withhold such a request altogether, but we are assured by the Secretary of State that the present roof of the capitol is absolutely inadequate to protect it from the storms of winter, and that the frescoing on the ceiling in various rooms is in danger of serious damage. Undue economy in this matter would be wasteful extravagance in the end, and an appropriation for the purpose of putting a permanent roof on the building is a public necessity. During last winter it was found necessary to place twenty or more tubs beneath the roof to catch the water that came through the various leaks.

Since the last session of the legislature the Secretary of State has had the plumbing in the building refitted—in some instances refurnished. The best known modern system of plumbing has been adopted in the water closets, at a cost of \$600. But from an economic and sanitary point of view this was a judicious measure, and an appropriation to cover its expense should be made.

Various other measures of improvement in the capitol building have been suggested to us, among which is the substitution of a steam heating apparatus for the common system of heating by stoves now in use. More than forty stoves are now in daily use in the building, and the effect is unsatisfactory, expensive and unsafe. For the same reasons, however, which have persuaded us not to ask for the building of the dome, we consider the probable condition of the State treasury would not warrant us in asking for the improvement mentioned.

With the observance of these recommendations, your committee believe that the public buildings of the State will very fully answer the demands of public business until the meeting of the next general assembly.

T. T. GEER,  
R. P. EARHART,  
H. P. NAPTON,  
Committee.

The Speaker submitted the following:

MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
SALEM, Oregon,  
February 18, 1889. }

*Mr. Speaker:*

I am directed by the President to inform you that the senate



has passed senate bill No. 139, being a bill for an Act to authorize the county court to maintain ferries.

And the same is herewith transmitted to you for the consideration of the house.

JOHN H. SHUPE,  
Chief Clerk.

Passed to first reading.

MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
SALEM, Oregon,  
February 18, 1889. }

*Mr. Speaker :*

I am directed by the President to inform you that the senate has passed senate bill No. 146, being a bill to provide for the support of married women.

And the same is herewith transmitted for the consideration of the house.

JOHN H. SHUPE,  
Chief Clerk.

Passed to first reading.

Senate bill No. 146 was read the first time.

Mr. Paquet moved to suspend the rules and read senate bill No. 146 the second time by title only.

On this question the roll was called and the vote was :

Those voting aye were:

Messrs. Apperson, Armstrong, Bean, Belknap, Bowditch, Condon, Crosno, Derby, Earhart, Fell, Geer, Gilbert, Gilham, Goodnough, Hahn, Harrington, Haskell, Howard, Hume, Hunter, Jennings, Labrie, Ladd, Laughlin, Layman, Maxwell, McCoy, Miller of Jackson, Miller of Linn, Moore, Morelock Myers, Napton, Paquet, Parker, Paulsen, Pope, Powell, Ricker, Roberts, Roe, Stafford, Strowbridge, Thomas, Thompson, Waldo, Weed, Williamson and Wilson—49.

Nays—Messrs. Kirk, Price, Short, and Mr. Speaker—4.

Absent—Messrs. Blundell, Crook, Fisher of Polk, Fisher of Multnomah, Gambee, Moss and Northup—7.

So the rules were suspended and senate bill No. 146 was read the second time by title and passed to third reading.

On motion of Mr. Hume, Hon. J. F. Watson was invited to a seat within the bar.

The Speaker submitted the following :

## MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
SALEM, Oregon,  
February 18, 1889. }

*Mr. Speaker :*

I am directed by the President to inform you that the senate has passed senate bill No. 131, being a bill for an Act to amend section 575 of civil code.

And the same is herewith transmitted for the consideration of the house.

JOHN H. SHUPE,  
Chief Clerk.

Passed to first reading.

## MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
SALEM, Oregon,  
February 18, 1889. }

*Mr. Speaker :*

I am directed by the President to inform you that the senate has passed senate bill No. 138, being a bill for an Act to amend section 4201, chapter LXXXI, miscellaneous laws of Oregon.

And the same is herewith transmitted for the consideration of the house.

JOHN H. SHUPE,  
Chief Clerk.

Passed to first reading.

## MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
SALEM, Oregon,  
February 18, 1889. }

*Mr. Speaker :*

I am directed by the President to inform you that the senate has passed senate bill No. 137, being a bill for an Act for the relief of Fred. Yankee for an extended grant of land for waterway or race, and contract for the same.

And the same is herewith transmitted for the consideration of the house.

JOHN H. SHUPE,  
Chief Clerk.

Passed to first reading.

## MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
SALEM, Oregon,  
February 16, 1889. }

*Mr. Speaker :*

I am directed by the President to inform you that the senate has passed senate bill No. 122, being a bill for an Act to create a jury commission, to define their duties and prescribe their compensation.

And the same is herewith transmitted for the consideration of the house.

JOHN H. SHUPE,  
Chief Clerk.

Passed to first reading.

## MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
SALEM, Oregon,  
February 16, 1889. }

*Mr. Speaker :*

I am directed by the President to inform you that the senate has passed senate bill No. 115, being a bill for an Act to appropriate money to aid the Refuge Home in carrying out the purposes of its organization.

And the same is herewith transmitted for the consideration of the house.

JOHN H. SHUPE,  
Chief Clerk.

Passed to first reading.

Mr. Hume moved to suspend the rules and read senate bill No. 115 the first time by title only.

On this question the roll was called and the vote was :

Those voting aye were :

Messrs. Armstrong, Bean, Belknap, Bowditch, Condon, Earhart, Fell, Fisher of Multnomah, Gambee, Geer, Gilbert, Gilham, Good-nough, Hahn, Haskell, Howard, Hume, Hunter, Labrie, Ladd, Laughlin, Maxwell, McCoy, Miller of Jackson, Moore, Moss, Myers, Northup, Ricker, Roberts, Roe, Stafford, Strowbridge, Thomas, Thompson, Weed, Williamson, Wilson, and Mr. Speaker—39.

Nays—Messrs. Apperson, Derby, Jennings, Kirk, Layman, Miller of Linn, Morelock, Napton, Paquet, Parker, Paulsen, Powell and Short—13.

Absent—Messrs. Blundell, Crook, Crosno, Fisher of Polk, Harrington, Pope, Price and Waldo—8.

So the house refused to suspend the rules.

The Speaker submitted the following :

MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
SALEM, Oregon,  
February 18, 1889. }

*Mr. Speaker :*

I am directed by the President to inform you that the senate has passed senate bill No. 152, being a bill for the relief of Jackson county.

And the same is herewith transmitted for the consideration of the house.

JOHN H. SHUPE,  
Chief Clerk.

Passed to first reading.

MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
SALEM, Oregon,  
February 18, 1889. }

*Mr. Speaker :*

I am directed by the President to inform you that senate bill No. 117, senate joint resolution No. 5, and senate joint resolution No. 6 have been reported correctly enrolled.

And the same are herewith transmitted for your signature.

JOHN H. SHUPE,  
Chief Clerk.

The Speaker announced that he was about to sign senate bill No. 117, senate joint resolution No. 5 and senate joint resolution No. 6, and soon thereafter stated that he had signed them.

The Speaker submitted the following :

MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
SALEM, Oregon,  
February 18, 1889. }

*Mr. Speaker :*

I am directed by the President to inform you that the senate

has passed senate bill No. 206, being a bill for an Act to create and aid Eastern Oregon district agricultural societies, and define their duties and appropriate money therefor.

And the same is herewith transmitted for the consideration of the house.

JOHN H. SHUPE,  
Chief Clerk.

Passed to first reading.

Mr. Fell moved to suspend the rules and read senate bill No. 206 the first time by title.

Objection being made, Mr. Fell withdrew his motion.

Mr. Northup renewed the motion.

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Bean, Bowditch, Condon, Derby, Earhart, Fell, Fisher of Multnomah, Gambee, Gilham, Goodnough, Haskell, Howard, Hume, Hunter, Jennings, Labrie, Ladd, Laughlin, Maxwell, McCoy, Miller of Jackson, Myers, Northup, Parker, Paulsen, Powell, Ricker, Roe, Stafford, Strowbridge, Thomas, Weed, Williamson, Wilson, and Mr. Speaker—35.

Nays—Messrs. Apperson, Armstrong, Geer, Hahn, Harrington, Kirk, Layman, Miller of Linn, Moore, Morelock, Napton, Paquet, Price, Short, Thompson and Waldo—16.

Absent—Messrs. Belknap, Blundell, Crook, Crosno, Fisher of Polk, Gilbert, Moss, Pope and Roberts—9.

So the house refused to suspend the rules.

The Speaker submitted the following:

#### MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
SALEM, Oregon,  
February 18, 1889. }

*Mr. Speaker:*

I am directed by the President to inform you that senate bill No. 69 has been reported correctly enrolled.

And the same is herewith transmitted for your signature.

JOHN H. SHUPE,  
Chief Clerk.

The Speaker announced he was about to sign house bill No. 69, and soon thereafter stated that he had signed it.

Mr. Thompson moved to reconsider the vote by which senate bill No. 230 failed to pass.

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Bean, Condon, Crook, Crosno, Earhart, Fell, Fisher of Multnomah, Gambee, Gilbert, Gilham, Goodnough, Hahn, Harrington, Haskell, Hume, Hunter, Kirk, Labrie, Ladd, Maxwell, McCoy, Miller of Jackson, Moss, Napton, Northup, Powell, Roberts, Roe, Strowbridge, Thomas, Thompson, Weed and Williamson—33.

Nays—Messrs. Apperson, Armstrong, Blundell, Bowditch, Derby, Geer, Howard, Jennings, Laughlin, Layman, Miller of Linn, Moore, Morelock, Paquet, Parker, Paulsen, Pope, Price, Ricker, Short, Stafford, Waldo, Wilson, and Mr. Speaker—24.

Absent—Messrs. Belknap, Fisher of Polk, and Myers—3.

So the vote was reconsidered.

“Shall the bill pass?”

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Bean, Belknap, Bowditch, Condon, Crook, Crosno, Earhart, Fell, Fisher of Multnomah, Gambee, Gilbert, Gilham, Goodnough, Hahn, Harrington, Haskell, Hunter, Kirk, Ladd, Maxwell, McCoy, Moss, Napton, Northup, Parker, Powell, Roberts, Roe, Strowbridge, Thompson, Weed and Williamson—32.

Nays—Messrs. Apperson, Armstrong, Blundell, Derby, Geer, Howard, Hume, Jennings, Laughlin, Layman, Miller of Linn, Moore, Morelock, Myers, Paquet, Paulsen, Pope, Price, Ricker, Short, Stafford, Thomas, Waldo, Wilson, and Mr. Speaker—25.

Absent—Messrs. Fisher of Polk, Labrie and Miller of Jackson—3.

So the bill passed, and there being no objection, the title of the bill stood as the title of the Act.

The Speaker submitted the following:

#### MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
SALEM, Oregon,  
February 18, 1889. }

*Mr. Speaker:*

I am directed by the President to inform you that the senate has passed senate bill No. 159, being a bill for an Act to amend section 2400, and to repeal section 2404, of title II, chapter XIII, of the miscellaneous laws of Oregon.

And the same is herewith transmitted for the consideration of the house.

JOHN H. SHUPE,  
Chief Clerk.

Passed to first reading.

Mr. Parker selected senate bill No. 116, which was read the third time.

"Shall the bill pass?"

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Apperson, Armstrong, Bean, Belknap, Condon, Crook, Crosno, Derby, Earhart, Fell, Fisher of Multnomah, Gambee, Geer, Gilbert, Gilham, Goodnough, Hahn, Harrington, Howard, Hume, Hunter, Jennings, Kirk, Labrie, Ladd, Laughlin, Layman, Maxwell, McCoy, Miller of Jackson, Miller of Linn, Moore, Morelock, Moss, Myers, Napton, Northup, Paquet, Parker, Paulsen, Pope, Powell, Price, Ricker, Roberts, Roe, Short, Stafford, Strowbridge, Thomas, Thompson, Waldo, Weed, Williamson, Wilson, and Mr. Speaker—56.

Nays—None.

Absent—Messrs. Blundell, Bowditch, Fisher of Polk and Haskell—4.

So the bill passed.

Mr. Myers selected house bill No. 236, which was read the third time.

"Shall the bill pass?"

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Apperson, Armstrong, Belknap, Blundell, Bowditch, Condon, Crook, Crosno, Derby, Fell, Fisher of Polk, Fisher of Multnomah, Gambee, Geer, Gilbert, Gilham, Goodnough, Hahn, Haskell, Howard, Hume, Hunter, Jennings, Labrie, Ladd, Laughlin, Layman, McCoy, Miller of Jackson, Miller of Linn, Moore, Morelock, Moss, Myers, Napton, Paquet, Parker, Paulsen, Pope, Powell, Price, Ricker, Roberts, Roe, Short, Stafford, Thomas, Thompson, Waldo, Weed, Williamson, Wilson, and Mr. Speaker—53.

Nays—Messrs. Harrington, Kirk, Maxwell, Northup and Strowbridge—5.

Absent—Messrs. Bean and Earhart—2.

So the bill passed, and there being no objection, the title of the bill stood as the title of the Act.

The committee on enrolled bills submitted the following:

#### REPORT.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
February 18, 1889. }

*Mr. Speaker:*

Your committee on enrolled bills, to whom was referred house

bill No. 55, beg leave to report the same back to the house as correctly enrolled.

S. W. CONDON,  
Chairman.

The Speaker announced that he was about to sign house bill No. 55, and soon thereafter stated that he had signed it.

The Chair submitted the following:

MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
SALEM, Oregon,  
February 18, 1889. }

*Mr. Speaker :*

I am directed by the President to inform you that the senate has adopted senate concurrent resolution No. 10, authorizing the several joint committees to fix the per diem of their clerks.

And the same is herewith transmitted for the consideration of the house.

JOHN H. SHUPE,  
Chief Clerk.

Senate concurrent resolution No. 10 was read.

On motion of Mr. Northup, the house concurred in senate concurrent resolution No. 10.

The Speaker submitted the following:

MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
SALEM, Oregon,  
February 18, 1889. }

*Mr. Speaker :*

I am directed by the President to inform you that the senate has passed senate bill No. 132, being a bill for an Act to appropriate money to aid the county court of Malheur county to construct a wagon bridge over the Owyhee river, in Malheur county, Oregon.

And the same is herewith transmitted for the consideration of the house.

JOHN H. SHUPE,  
Chief Clerk.

Passed to first reading.



## MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
SALEM, Oregon,  
February 18, 1889. }

*Mr. Speaker :*

I am directed by the President to inform you that the senate has passed senate bill No. 168, being a bill for an Act to aid Jackson county in building a wagon road from Jacksonville to Medford.

And the same is herewith transmitted for the consideration of the house.

JOHN H. SHUPE,  
Chief Clerk.

Passed to first reading.

Senate bill No. 168 was read the first time.

Mr. R. A. Miller moved to suspend the rules and read senate bill No. 168 the second time by title only.

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Blundell, Bowditch, Crosno, Fisher of Multnomah, Gambee, Gilham, Hahn, Haskell, Howard, Jennings, Labrie, Maxwell, McCoy, Miller of Jackson, Miller of Linn, Moore, Morelock, Moss, Napton, Northup, Parker, Paulsen, Powell, Price, Ricker, Roberts, Stafford, Strowbridge, Thomas and Williamson—30.

Nays—Messrs. Apperson, Armstrong, Bean, Derby, Fell, Fisher of Polk, Geer, Gilbert, Goodnough, Harrington, Hume, Hunter, Kirk, Laughlin, Layman, Paquet, Pope, Roe, Short, Thompson, Waldo, Weed, Wilson, and Mr. Speaker—24.

Absent—Messrs. Belknap, Condon, Crook, Earhart, Ladd and Myers—6.

So the house refused to suspend the rules.

The committee on corporations submitted the following report, having obtained unanimous consent to do so:

## REPORT.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon,  
February 18, 1889. }

*Mr. Speaker :*

Your committee on corporations, to whom was referred senate bill No. 190, beg leave to report that they have had the same under consideration, and would respectfully report it back to the

house with the recommendation that it do pass, with the following amendments:

FIRST AMENDMENT.

Amend by striking out subdivisions 2 and 3, section 31, and insert the following:

2. To assess, levy and collect taxes, not to exceed one-half of one per centum per annum, upon all property, both real and personal, which is taxable by law for State or county purposes.

3. To borrow money on the faith of the city or loan the credit thereof, or both; *provided*, that the indebtedness of the city of McMinnville must not in the aggregate exceed the sum of five thousand dollars, except that for the purpose of constructing and maintaining a system of water works.

SECOND AMENDMENT.

The council may incur an additional indebtedness of \$20,000, and no more, and issue the bonds of the city therefor; *provided further*, that in case the bonds of the city are issued to pay for said works they shall not be sold for less than their par value, and shall not draw a greater interest than 8 per cent. per annum; and the council is hereby authorized and empowered, for the purpose of paying said bonds and interest, in addition to the tax authorized by subdivision 2 of section 31 of this Act, to levy and collect annually the sum of one-half of one per centum upon all the taxable property of the city, and said council shall provide by ordinance for the collection of a water tax from all of the consumers of said water, and impose fines and penalties for refusing or neglecting to pay the same, and establish the rate, time and manner in which it shall be paid; and all moneys received and collected from said tax and water rates shall be applied to the payment of said bonds and interest thereof and the maintenance of said water works, and for no other purpose whatever; *provided further*, that after said bonds and interest shall have been fully paid, the council shall collect such an amount from the inhabitants of said city as shall be sufficient to maintain said water works in good repair.

R. R. LAUGHLIN,  
Chairman.

On motion of Mr. Laughlin, the report and amendments were adopted.

Mr. Paulsen selected house bill No. 175, which was read the third time.

"Shall the bill pass?"

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Apperson, Armstrong, Belknap, Blundell, Condon, Crosno, Derby, Fell, Fisher of Polk, Fisher of Multnomah, Gambee, Geer, Gilbert, Gilham, Goodnough, Hahn, Harrington, Haskell, Howard, Hunter, Jennings, Kirk, Ladd, Laughlin, Layman, Maxwell, McCoy, Miller of Jackson, Miller of Linn, Moore, Morelock, Napton, Northup, Paquet, Parker, Paulsen, Pope, Powell, Price, Ricker, Roe, Stafford, Strowbridge, Thomas, Thompson, Waldo, Weed, Williamson, Wilson, and Mr. Speaker—49.

Nays—Messrs. Bean, Hume, Moss, Roberts, Short and Waldo(?)—6.

Absent—Messrs. Bowditch, Crook, Earhart, Labrie and Myers—5.

So the bill passed, and there being no objection, the title of the bill stood as the title of the Act.

The committee on enrolled bills submitted the following:

#### REPORT.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
February 18, 1889. }

*Mr. Speaker:*

Your committee on enrolled bills, to whom was referred house bill No. 33, beg leave to report the same back to the house as correctly enrolled.

S. W. CONDON,  
Chairman.

The Speaker announced that he was about to sign house bill No. 33, and soon thereafter that he had signed it.

The Chair submitted the following:

#### MESSAGE FROM THE SENATE.

SENATE CHAMBER, }  
SALEM, Oregon, }  
February 18, 1889. }

*Mr. Speaker:*

I am directed by the President to inform you that he has signed house bill No. 54.

And the same is herewith returned.

JOHN H. SHUPE,  
Chief Clerk.

## MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
SALEM, Oregon,  
February 18, 1889. }

*Mr. Speaker :*

I am directed by the President to inform you that he has signed house bill No. 55.

And the same is herewith returned.

JOHN H. SHUPE,  
Chief Clerk.

## MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
SALEM, Oregon,  
February 18, 1889. }

*Mr. Speaker :*

I am directed by the President to inform you that he has signed house bill No. 33.

And the same is herewith returned.

JOHN H. SHUPE,  
Chief Clerk.

Mr. Pope selected house bill No. 34, which was read the third time.

"Shall the bill pass?"

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Apperson, Bean, Belknap, Blundell, Bowditch, Condon, Crook, Crosno, Derby, Earhart, Fell, Fisher of Multnomah, Gambee, Gilbert, Gilham, Goodnough, Hahn, Harrington, Haskell, Howard, Hume, Hunter, Kirk, Labrie, Ladd, Laughlin, Layman, Maxwell, McCoy, Miller of Jackson, Miller of Linn, Moore, Morelock, Myers, Napton, Northup, Paquet, Paulsen, Pope, Powell, Price, Ricker, Roberts, Strowbridge, Thomas, Waldo, Weed, Williamson, and Mr. Speaker—49.

Nays—Messrs. Armstrong, Fisher of Polk, Geer, Jennings, Moss, Parker, Roe, Short, Stafford, Thompson and Wilson—11.

Absent—None.

So the bill passed, and there being no objection, the title of the bill stood for the title of the Act.

The Speaker submitted the following communication, which was read:

## COMMUNICATION.

*To the Hon. Speaker of the House of Representatives, Officers and Members:*

GENTLEMEN: Yourselves and ladies are cordially invited to attend the "Sca C." entertainment and supper to be given at the Congregational church and parlors on Tuesday evening, February 19. By the committee.

MRS. J. J. MURPHY,  
MRS. I. N. GILBERT,  
MRS. F. J. BABCOCK,  
MISS SALLY BUSH,  
MRS. GEO. H. JONES,

And Ladies of the Congregational Church.

Mr. Powell selected house bill No. 105, which was read the third time.

Mr. Price moved to refer house bill No. 105 to a committee of the whole house for amendment.

Lost.

"Shall the bill pass?"

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Apperson, Crook, Earhart, Fisher of Polk, Fisher of Multnomah, Gilbert, Gilham, Goodnough, Harrington, Haskell, Hume, Hunter, Ladd, Napton, Northup, Paquet, Paulsen, Pope, Powell, Short, Strowbridge, Thomas, Thompson and Williamson—24.

Nays—Messrs. Armstrong, Bean, Belknap, Blundell, Bowditch, Condon, Crosno, Derby, Fell, Gambee, Geer, Hahn, Howard, Jennings, Kirk, Labrie, Laughlin, Layman, Maxwell, Miller of Jackson, Miller of Linn, Moore, Morelock, Moss, Parker, Price, Ricker, Roberts, Roe, Stafford, Waldo, Weed, Wilson, and Mr. Speaker—34.

Absent—Messrs. McCoy and Myers—2.

So the bill failed to pass.

The Speaker submitted the following messages from the Governor:

## MESSAGE FROM THE GOVERNOR.

STATE OF OREGON.

EXECUTIVE DEPARTMENT,  
SALEM, February 18, 1889. }

*To the Honorable Speaker of the House of Representatives:*

I am directed by the Governor to inform you that he has approved and signed the following bills: Senate bill No. 74, senate

bill No. 38, senate bill No. 79, senate bill No. 169, and the same have been filed in the office of the Secretary of State.

The following bills have been filed in the office of the Secretary of State to become laws without the Governor's signature: House bill No. 93, house bill No. 91, house bill No. 46, senate bill No. 109, house bill No. 13, senate bill No. 85, house bill No. 30, house bill No. 43, senate bill No. 21, house bill No. 37.

WM. A. MUNLY,  
Private Secretary.

MESSAGE FROM THE GOVERNOR.

EXECUTIVE DEPARTMENT,  
SALEM, Oregon,  
February 18, 1889. }

*To the Senate and House of Representatives of the Legislative Assembly  
of the State of Oregon :*

It has been proposed by a committee of the most distinguished citizens of New York to celebrate in that city the centennial anniversary of the last of the great historic events which marked the first epoch of our national existence, the inauguration of George Washington as first president of the United States, which will occur on the 30th of April, proximo. Several communications from the distinguished committee have been received by me asking that the State of Oregon should be represented at such celebration.

The Governors of quite a number of the States have called the attention of the legislatures of such States in their messages, and recommended that those States should be represented.

Such being the facts of the case, I have felt it my duty to call your attention to the matter for such action as in your judgment will be advisable.

A copy of this communication has been submitted to your co-ordinate branch.

SYLVESTER PENNOYER,  
Governor of Oregon.

By unanimous consent, Mr. Harrington introduced the following:

HOUSE CONCURRENT RESOLUTION NO. 17.

*Be it resolved by the House, the Senate concurring :*

That there be a special committee, consisting of three on the part of the house and two on the part of the senate, with leave to

report at any time, to whom shall be referred the communication of His Excellency, the Governor, relating to 100th anniversary of the inauguration of George Washington.

By unanimous consent, Mr. Armstrong submitted the following:

HOUSE CONCURRENT RESOLUTION NO. 16.

*Resolved by the House, the Senate concurring :*

That the fifteenth biennial session of the legislative assembly of the State of Oregon adjourn *sine die* at 12 o'clock M., Saturday, the 23rd inst., and that no expense be charged to the State but for forty days, as allowed by law.

Mr. R. A. Miller moved its adoption.

Mr. Thompson moved to amend by striking out the word "twelve" and insert "one A. M."

Mr. Gilbert moved to amend the amendment by striking out the words "one A. M." and inserting the words "twelve M."

The amendment to the amendment was adopted, and the resolution as amended was adopted.

The Speaker submitted the following :

MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
SALEM, Oregon, }  
February 18, 1889. }

*Mr. Speaker :*

I am directed by the President to inform you that the senate has passed senate bill No. 157, being a bill for an Act to amend section 2472 of the code and general laws of Oregon.

And the same is herewith transmitted for the consideration of the house.

JOHN H. SHUPE,  
Chief Clerk.

Passed to first reading.

MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
SALEM, Oregon, }  
February 18, 1889. }

*Mr. Speaker :*

I am directed by the President to inform you that the senate has passed senate bill No. 173, being a bill for an Act to authorize the

construction of a wagon and passenger bridge across the Willamette river at Corvallis, Oregon.

And the same is herewith transmitted for the consideration of the house.

JOHN H. SHUPE,  
Chief Clerk.

Passed to first reading.

MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
SALEM, Oregon,  
February 18, 1889. }

*Mr. Speaker :*

I am directed by the President to inform you that the senate has passed senate bill No. 177, being a bill for an Act to regulate the voluntary sending of newspapers and other publications.

And the same is herewith transmitted for the consideration of the house.

JOHN H. SHUPE,  
Chief Clerk.

Passed to first reading.

MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
SALEM, Oregon,  
February 18, 1889. }

*Mr. Speaker :*

I am directed by the President to inform you that the senate has passed senate bill No. 60, being a bill for an Act entitled an Act to protect public highways.

And the same is herewith transmitted for the consideration of the house.

JOHN H. SHUPE,  
Chief Clerk.

Passed to first reading.

MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
SALEM, Oregon,  
February 18, 1889. }

*Mr. Speaker :*

I am directed by the President to inform you that the senate has



passed senate bill No. 191, being a bill for an Act to amend section 2757, title III, chapter XVII, of the laws of Oregon.

And the same is herewith transmitted to you for the consideration of the house.

JOHN H. SHUPE,  
Chief Clerk.

Passed to first reading.

MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
SALEM, Oregon,  
February 18, 1889. }

*Mr. Speaker:*

I am directed by the President to inform you that the senate has passed senate bill No. 196, being a bill for an Act to prevent nuisances.

And the same is herewith transmitted to you for the consideration of the house.

JOHN H. SHUPE,  
Chief Clerk.

Passed to first reading.

MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
SALEM, Oregon,  
February 18, 1889. }

*Mr. Speaker:*

I am directed by the President to inform you that the senate has passed senate bill No. 194, being a bill for an Act entitled an Act authorizing county courts to build armories in cities of over ten thousand inhabitants.

And the same is herewith transmitted to you for the consideration of the house.

JOHN H. SHUPE,  
Chief Clerk.

Passed to first reading.

Mr. Price selected house bill No. 15, which was read the third time.

"Shall the bill pass?"

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Apperson, Armstrong, Belknap, Blundell, Bowditch,

Condon, Crook, Earhart, Fell, Fisher of Multnomah, Gambia, Geer, Gilham, Goodnough, Hahn, Harrington, Haskell, Howard, Hume, Hunter, Jennings, Labrie, Ladd, Laughlin, Layman, Maxwell, McCoy, Miller of Jackson, Moore, Morelock, Moss, Myers, Napton, Paquet, Parker, Paulsen, Price, Ricker, Roberts, Roe, Short, Stafford, Strowbridge, Thomas, Thompson, Waldo, Weed, Williamson, Wilson, and Mr. Speaker—50.

Nays—Mr. Pope.

Absent—Messrs. Bean, Crosno, Derby, Fisher of Polk, Gilbert, Kirk, Miller of Linn, Northup and Powell—9.

So the bill passed, and there being no objection, the title of the bill stood for the title of the Act.

Mr. Ricker selected senate bill No. 139, which was read the first time.

Mr. Ricker moved to suspend the rules and read senate bill No. 139 the second time by title only.

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Apperson, Armstrong, Bean, Belknap, Condon, Crook, Derby, Earhart, Fell, Fisher of Multnomah, Gambia, Geer, Gilbert, Gilham, Goodnough, Hahn, Harrington, Haskell, Howard, Hume, Hunter, Jennings, Kirk, Labrie, Ladd, Laughlin, Layman, Maxwell, McCoy, Miller of Jackson, Miller of Linn, Moore, Morelock, Moss, Myers, Napton, Northup, Paquet, Parker, Paulsen, Pope, Powell, Price, Ricker, Roberts, Roe, Short, Stafford, Strowbridge, Thomas, Thompson, Waldo, Weed, Williamson, Wilson, and Mr. Speaker—56.

Nays—None.

Absent—Messrs. Blundell, Bowditch, Crosno and Fisher of Polk—4.

So the rules were suspended and the bill was read the second time by title.

Mr. Ricker moved to further suspend the rules and read senate bill No. 139 the third time now.

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Apperson, Armstrong, Bean, Belknap, Bowditch, Condon, Crook, Derby, Earhart, Fell, Fisher of Multnomah, Gambia, Geer, Gilbert, Gilham, Goodnough, Hahn, Harrington, Haskell, Howard, Hume, Hunter, Jennings, Kirk, Labrie, Ladd, Laughlin, Layman, Maxwell, McCoy, Miller of Linn, Moore, Moss, Napton, Northup, Paquet, Parker, Paulsen, Pope, Price, Ricker, Roberts, Roe, Short, Stafford, Strowbridge, Thomas, Waldo, Weed, Williamson, Wilson, and Mr. Speaker—52.

Nays—None.

Absent—Messrs. Blundell, Crosno, Fisher of Polk, Miller of Jackson, Morelock, Myers, Powell and Thompson—8.

So the rules were suspended and senate bill No. 139 was read the third time.

“Shall the bill pass?”

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Apperson, Armstrong, Bean, Belknap, Bowditch, Condon, Crook, Derby, Earhart, Fell, Fisher of Polk, Fisher of Multnomah, Gambee, Geer, Gilbert, Gilham, Goodnough, Hahn, Harrington, Haskell, Howard, Hume, Hunter, Jennings, Kirk, Labrie, Ladd, Laughlin, Layman, Maxwell, McCoy, Miller of Jackson, Miller of Linn, Moore, Moss, Napton, Northup, Paquet, Parker, Paulsen, Pope, Powell, Price, Ricker, Roberts, Roe, Short, Stafford, Strowbridge, Thomas, Thompson, Waldo, Weed, Williamson, Wilson and Mr. Speaker—56.

Nays—None.

Absent—Messrs. Blundell, Crosno, Morelock and Myers—4.

So the bill passed.

The Speaker submitted the following:

#### MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
SALEM, Oregon,  
February 18, 1889. }

*Mr. Speaker :*

I am directed by the President to inform you that the senate has adopted senate joint resolution No. 7, authorizing the Governor of the State of Oregon to represent this State at the celebration of the anniversary of George Washington as first President of the United States.

And the same is herewith transmitted to you for the consideration of the house.

JOHN H. SHUPE.  
Chief Clerk.

Mr. Harrington moved the house concur in senate joint resolution No. 7.

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Apperson, Armstrong, Bean, Belknap, Blundell, Condon, Crook, Derby, Earhart, Fell, Fisher of Polk, Fisher of Multnomah, Gambee, Geer, Gilbert, Gilham, Goodnough, Harrington, Haskell,

Howard, Hume, Hunter, Jennings, Kirk, Labrie, Laughlin, Layman, Maxwell, McCoy, Miller of Jackson, Miller of Linn, Moore, Morelock, Moss, Napton, Northup, Paquet, Parker, Powell, Price, Ricker, Roberts, Roe, Short, Stafford, Strowbridge, Thomas, Waldo, Weed, Williamson, Wilson, and Mr. Speaker—52.

Nays—None.

Absent—Messrs. Bowditch, Crosno, Hahn, Ladd, Myers, Paulsen, Pope and Thompson—8.

So the house concurred in senate joint resolution No. 7.

The Speaker called Mr. Hume to the chair.

Mr. Roberts selected house bill No. 215, which was read the third time.

“Shall the bill pass?”

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Bean, Crook, Derby, Earhart, Fell, Fisher of Polk, Fisher of Multnomah, Gambee, Gilbert, Gilham, Goodnough, Hahn, Harrington, Haskell, Hume, Hunter, Kirk, Ladd, Laughlin, Layman, Maxwell, McCoy, Miller of Jackson, Moore, Moss, Napton, Northup, Paquet, Parker, Paulsen, Powell, Roberts, Roe, Strowbridge, Thomas, Thompson, Weed, Williamson, Wilson, and Mr. Speaker—40.

Nays—Messrs. Apperson, Armstrong, Blundell, Bowditch, Condon, Geer, Howard, Jennings, Labrie, Miller of Linn, Morelock, Price, Short, Stafford and Waldo—15.

Absent—Messrs. Belknap, Crosno, Myers, Pope and Ricker—5.

So the bill passed, and there being no objection, the title of the bill stood for the title of the Act.

Mr. Roe selected senate bill No. 23, which was read the second time.

Mr. Roe submitted the following amendments:

#### FIRST AMENDMENT.

Amend senate bill No. 23, at the end of line 17, of the second “Whereas,” by striking out the word “therefore” and inserting the following: “Whereas, There was charged to Union county as taxes on mortgages for the years 1884, 1885 and 1886, the sum of \$1,250.19, which sum could not be collected by said county, therefore.”

#### SECOND AMENDMENT.

Also amend the bill, in line 26 of section 1, by striking out “\$1,157.72” and inserting in lieu thereof “\$2,407.91.”

On motion of Mr. Harrington, the amendments were adopted.

Mr. Roe moved to suspend the rules and read senate bill No. 23 the third time now.

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Armstrong, Bean, Belknap, Blundell, Bowditch, Condon, Crook, Derby, Earhart, Fell, Fisher of Polk, Fisher of Multnomah, Gambee, Geer, Gilbert, Gilham, Goodnough, Hahn, Harrington, Haskell, Howard, Hume, Hunter, Jennings, Kirk, Labrie, Ladd, Layman, Maxwell, Miller of Jackson, Miller of Linn, Moore, Morelock, Moss, Napton, Northup, Paquet, Parker, Paulsen, Powell, Price, Ricker, Roberts, Roe, Short, Stafford, Strowbridge, Thomas, Thompson, Waldo, Weed, Williamson, Wilson, and Mr. Speaker—54.

Nays—None.

Absent—Messrs. Apperson, Crosno, Laughlin, McCoy, Myers and Pope—6.

So the rules were suspended.

Senate bill No. 23 was read the third time.

“Shall the bill pass?”

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Armstrong, Bean, Belknap, Blundell, Bowditch, Condon, Crook, Derby, Earhart, Fell, Fisher of Polk, Fisher of Multnomah, Gambee, Geer, Gilbert, Gilham, Goodnough, Hahn, Harrington, Haskell, Howard, Hume, Hunter, Jennings, Kirk, Labrie, Ladd, Laughlin, Layman, Maxwell, Miller of Jackson, Miller of Linn, Moore, Morelock, Napton, Northup, Paquet, Parker, Paulsen, Pope, Powell, Price, Ricker, Roberts, Roe, Short, Stafford, Strowbridge, Thomas, Waldo, Weed, Wilson, and Mr. Speaker—52.

Nays—None.

Absent—Messrs. Apperson, Crosno, McCoy, Moss, Myers, Pope, Thompson and Williamson—8.

So the bill passed.

The Speaker resumed the chair.

Mr. Short selected house bill No. 184, which was read the third time.

“Shall the bill pass?”

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Belknap, Derby, Earhart, Fell, Fisher of Polk, Hahn, Hunter, Jennings, Labrie, Ladd, Layman, Maxwell, Moore, Moss, Northup, Paquet, Parker, Paulsen, Pope, Powell, Roberts, Short, Stafford, Thompson, Weed, Wilson, and Mr. Speaker—27.

Nays—Messrs. Armstrong, Blundell, Bowditch, Condon, Crook, Crosno, Fisher of Multnomah, Gambee, Gilbert, Gilham, Good-

nough, Harrington, Howard, Hume, Kirk, Laughlin, McCoy, Miller of Linn, Morelock, Napton, Price, Ricker, Roe, Strowbridge, Thomas and Waldo—26.

Absent—Messrs. Apperson, Bean, Geer, Haskell, Miller of Jackson, Myers and Williamson—7.

So the bill failed to pass.

The house adjourned according to rule.

### EVENING SESSION.

The house was called to order at 7:30 o'clock P. M., Mr. Speaker in the chair.

Roll was called, and Messrs. Haskell, Labrie, R. A. Miller and Thomas were absent.

Mr. Labrie was granted leave of absence for the evening.

The committee on ways and means were excused.

Mr. Stafford selected house bill No. 20, which was read the third time.

"Shall the bill pass?"

On this question the roll was called and the vote was :

Those voting aye were:

Messrs. Armstrong, Bean, Belknap, Blundell, Bowditch, Condon, Crosno, Derby, Earhart, Fisher of Polk, Fisher of Multnomah, Geer, Gilbert, Gilham, Goodnough, Hahn, Harrington, Haskell, Jennings, Kirk, Ladd, Laughlin, Layman, Maxwell, McCoy, Miller of Jackson, Miller of Linn, Moore, Morelock, Myers, Napton, Northup, Paquet, Parker, Paulsen, Pope, Powell, Price, Ricker, Roberts, Roe, Short, Stafford, Strowbridge, Thomas, Thompson, Waldo, Weed, Wilson, and Mr. Speaker—50.

Nays—Messrs. Fell, Gambee, Hume and Hunter—4.

Absent—Messrs. Apperson, Crook, Howard, Labrie, Moss and Williamson—6.

So the bill passed, and there being no objection, the title of the bill stood as the title of the Act.

By unanimous consent, the committee on claims submitted the following:

### REPORT.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
February 14, 1889. }

*Mr. Speaker :*

Your committee on claims, to whom was referred certain claims

presented to the Secretary of State and by him disallowed, would beg leave to report that they have had the same under consideration, and have agreed upon the following report:

1. The claim of the Portland Savings Bank for \$727, overpaid for State insurance stamps. This is a just claim, arising from inadvertence and mistake in returning into the treasury an amount in excess of the sum actually due. It should be paid.

2. The claim of D. C. Howard's estate for \$761.01. The facts in regard to this claim your committee find to be as follows: That in January, 1887, bids were received by the trustees of the insane asylum for supplying beef to the asylum for the seven months ending August 1, 1887. Howard was the lowest bidder, his bid being 7 cents per pound. The trustees rejected all bids, but offered to let the contract to Howard at 7 cents. He objected at first; said he might not be able to supply the beef at that figure. The Governor, on behalf of the trustees, then agreed verbally with Howard that if he would take the contract at 7 cents, and should be obliged to buy stall-fed cattle on account of bad weather, the trustees would make it right with him. That Howard undertook to furnish the beef, and as a matter of fact met with heavy loss on account of being obliged to buy stall-fed cattle in the winter and spring of 1887, and his loss amounted to more than the difference between 7 and 8 cents per pound. That the sum asked for is that difference, to-wit: \$761.01. Your committee, while disapproving the method pursued by the trustees in letting the contract, are of opinion that the full amount of the claim should be paid.

3. The claim of Chas. Goodnough for \$160, paid by him for school land, with interest on the same from May 3, 1880. This money was paid in good faith for school land, the title to which the State is unable to convey. It appears from the certificate of the custodian of the school fund in Union county that this money has earned interest for the fund at ten per cent. per annum since paid. Your committee report that the money should be returned to Mr. Goodnough, with interest, amounting at this date, principal and interest, to \$300.

4. The claim of Marion county of \$46.20, expense of holding inquest upon the body of William Mansfield, convict at the penitentiary, should be disallowed. In the opinion of your committee, this expense properly falls upon Marion county.

5. The claim of Marion county of \$317, the expense of maintaining non-resident paupers, while apparently a just claim, is not supported by proper proofs, and we recommend that it be referred back to the Secretary of State to be audited.

6. The claim of Clatsop county of \$780, for maintenance of non-

resident paupers, was disallowed because of delay in presenting the same. The claim is just, and should be paid out of the balance remaining in the indigent deficiency appropriation of 1887.

7. The bill of C. A. Fisher of \$240, for office rent of office furnished to the board of pilot commissioners, should be allowed and paid.

8. The claim of H. Brown, for rent of office furnished to board of pilot commissioners, \$240, should be paid.

9. The claim of J. Q. A. Bowlby of \$100, for legal services rendered to the board of pilot commissioners, should be paid.

10. The claim of Wm. F. Poldeman of \$500, for fresco work on capitol interior, should be paid in full of all demands.

11. The claim of Robert Lockwood of \$300, for reward for arrest of Alva M. Butler, should be paid.

12. The claim of Clatsop county of \$29.50, the expense of examination and commitment of an insane person, should be disallowed.

13. The claim of R. J. Savage, for labor in moving books to capitol, should be referred to the Secretary of State, with authority to pay such amount as shall appear to him reasonable, upon due proof being made.

14. The claim of J. E. Howard, for hire of jack-screws at the asylum, \$146, has been examined by the committee, and they recommend that it be disallowed.

15. The claim of Jacob Stahley for \$150.25 should be paid.

W. B. GILBERT,  
Chairman.

On motion of Mr. Earhart, the report was adopted.

Mr. Strowbridge selected house bill No. 101, which was read the third time.

"Shall the bill pass?"

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Armstrong, Bean, Belknap, Blundell, Bowditch, Condon, Crook, Crosno, Derby, Fell, Fisher of Polk, Fisher of Multnomah, Gambee, Geer, Gilbert, Gilham, Goodnough, Hahn, Harrington, Haskell, Howard, Hume, Hunter, Jennings, Kirk, Ladd, Laughlin, Layman, Maxwell, McCoy, Miller of Jackson, Miller of Linn, Moore, Morelock, Napton, Northup, Paquet, Parker, Paulsen, Pope, Powell, Ricker, Roberts, Roe, Short, Stafford, Strowbridge, Thomas, Thompson, Waldo, Weed, Wilson, and Mr. Speaker—53.

Nays—None.

Absent—Messrs. Apperson, Earhart, Labrie, Moss, Myers, Price and Williamson—7.



So the bill passed, and there being no objection, the title of the bill stood for the title of the Act.

The Speaker submitted the following:

MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
SALEM, Oregon,  
February 18, 1889. }

*Mr. Speaker:*

I am directed by the President to inform you that the senate has passed house bill No. 199, with amendments thereto attached.

And the same is herewith transmitted to you for the consideration of the house and enrollment.

JOHN H. SHUPE,  
Chief Clerk.

Mr. Thompson moved to refer the bill and amendments to the Multnomah delegation.

Mr. Gilbert moved to amend by moving the house concur.

The amendment was adopted.

Mr. Northup moved to reconsider the vote by which amendments made by the senate to house bill No. 199 (amendments to Portland charter) were concurred in, he having voted in the affirmative, and that said bill and amendments be referred to a special committee of the Multnomah delegation, with leave to report at any time.

Carried, and so ordered.

Mr. Thomas selected house bill No. 112, which was read the third time.

"Shall the bill pass?"

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Armstrong, Bean, Belknap, Blundell, Bowditch, Condon, Crosno, Derby, Fell, Fisher of Polk, Fisher of Multnomah, Geer, Gilbert, Gilham, Goodnough, Hahn, Harrington, Haskell, Hume, Hunter, Jennings, Kirk, Ladd, Laughlin, Layman, Maxwell, McCoy, Miller of Jackson, Miller of Linn, Moore, Morelock, Myers, Napton, Northup, Paquet, Parker, Paulsen, Pope, Powell, Price, Ricker, Roberts, Roe, Short, Stafford, Strowbridge, Thomas, Thompson, Waldo, Weed, Wilson, and Mr. Speaker—52.

Nays—Messrs. Gambee and Howard—2.

Absent—Messrs. Apperson, Crook, Earhart, Labrie, Moss and Williamson—6.

So the bill passed, and there being no objection, the title of the bill stood as the title of the Act.

The Speaker submitted the following :

MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
SALEM, Oregon,  
February 18, 1889. }

*Mr. Speaker :*

I am directed by the President to inform you that the senate has passed house bill No. 157.

And the same is herewith transmitted for enrollment.

JOHN H. SHUPE,  
Chief Clerk.

MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
SALEM, Oregon,  
February 18, 1889. }

*Mr. Speaker :*

I am directed by the President to inform you that the senate has passed house bill No. 126.

And the same is herewith transmitted for enrollment.

JOHN H. SHUPE,  
Chief Clerk.

MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
SALEM, Oregon,  
February 18, 1889. }

*Mr. Speaker :*

I am directed by the President to inform you that the senate has passed house bill No. 135.

And the same is herewith transmitted for enrollment.

JOHN H. SHUPE,  
Chief Clerk.

Mr. Thompson selected house bill No. 40, which was read the third time.

"Shall the bill pass?"

On this question the roll was called and the vote was :

Those voting aye were :

Messrs. Armstrong, Bean, Belknap, Blundell, Bowditch, Condon, Crook, Crosno, Derby, Fell, Fisher of Polk, Fisher of Multnomah, Gambee, Geer, Gilbert, Gilham, Goodnough, Hahn, Harrington, Haskell, Howard, Hume, Hunter, Jennings, Kirk, Ladd, Laughlin, Layman, Maxwell, McCoy, Miller of Jackson, Miller of Linn, Moore, Morelock, Napton, Northup, Paquet, Parker, Paulsen, Pope, Powell, Price, Ricker, Roe, Short, Stafford, Strowbridge, Thomas, Thompson, Waldo, Weed, Williamson, Wilson, and Mr. Speaker—54.

Nays—None.

Absent—Messrs. Apperson, Earhart, Labrie, Moss, Myers and Roberts—6.

So the bill passed, and there being no objection, the title of the bill stood as the title of the act.

Mr. Waldo selected house bill No. 221, which was read the third time.

“Shall the bill pass?”

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Armstrong, Bean, Belknap, Blundell, Bowditch, Condon, Crook, Crosno, Derby, Fell, Fisher of Polk, Fisher of Multnomah, Gambee, Geer, Gilbert, Gilham, Goodnough, Hahn, Harrington, Haskell, Howard, Hume, Hunter, Jennings, Kirk, Ladd, Laughlin, Layman, Maxwell, McCoy, Miller of Jackson, Moore, Myers, Napton, Northup, Paquet, Parker, Paulsen, Pope, Powell, Price, Ricker, Roberts, Roe, Short, Stafford, Strowbridge, Thomas, Thompson, Waldo, Weed, Williamson, Wilson, and Mr. Speaker—54.

Nays—None.

Absent—Messrs. Apperson, Earhart, Labrie, Miller of Linn, Morelock and Moss—6.

So the bill passed, and there being no objection, the title of the bill stood for the title of the Act.

The Speaker submitted the following:

#### MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
SALEM, Oregon,  
February 18, 1889. }

*Mr. Speaker:*

I am directed by the President to inform you that the senate has passed house bill No. 64.

And the same is herewith transmitted to you for enrollment.

JOHN H. SHUPE,  
Chief Clerk.

## MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
SALEM, Oregon,  
February 18, 1889. }

*Mr. Speaker :*

I am directed by the President to inform you that the senate has passed house bill No. 85.

And the same is herewith transmitted for enrollment.

JOHN H. SHUPE,  
Chief Clerk.

Mr. Weed selected house bill No. 218.

The same being in the hands of the committee on fisheries, was sent up to the house without a report.

House bill No. 218 was read the third time.

"Shall the bill pass?"

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Armstrong, Bean, Belknap, Blundell, Bowditch, Condon, Crook, Crosno, Derby, Fell, Fisher of Polk, Gambee, Geer, Gilbert, Goodnough, Haskell, Howard, Jennings, Kirk, Laughlin, Layman, Maxwell, McCoy, Miller of Linn, Moore, Morelock, Napton, Paquet, Parker, Paulsen, Pope, Powell, Price, Ricker, Roberts, Roe, Stafford, Strowbridge, Thomas, Weed, Wilson, and Mr. Speaker—42.

Nays—Messrs. Fisher of Multnomah, Hahn, Harrington, Hume, Hunter, Ladd, Northup, Short, Thompson, Waldo and Williamson—11.

Absent—Messrs. Apperson, Earhart, Gilham, Labrie, Miller of Jackson, Moss and Myers—7.

So the bill passed, and there being no objection, the title of the bill stood as the title of the Act.

The Speaker submitted the following:

## MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
SALEM, Oregon,  
February 18, 1889. }

*Mr. Speaker :*

I am directed by the President to inform you that the senate has passed house bill No. 132.

And the same is herewith transmitted for enrollment.

JOHN H. SHUPE,  
Chief Clerk.

Mr. Thompson was called to the chair.

Mr. Williamson selected senate bill No. 206.

Mr. Williamson moved to suspend the rules and read senate bill No. 206 the first time by title only.

On this question the roll was called and the vote was :

Those voting aye were :

Messrs. Armstrong, Bean, Belknap, Blundell, Bowditch, Condon, Crook, Crosno, Derby, Earhart, Fell, Fisher of Polk, Fisher of Multnomah, Gambee, Geer, Gilbert, Gilham, Goodnough, Hahn, Harrington, Haskell, Howard, Hume, Hunter, Jennings, Kirk, Ladd, Laughlin, Layman, Maxwell, Miller of Linn, Moore, Morelock, Myers, Napton, Northup, Paquet, Pope, Powell, Price, Ricker, Roberts, Roe, Short, Stafford, Strowbridge, Thomas, Thompson, Waldo, Weed, Williamson, Wilson, and Mr. Speaker—53.

Nays—None.

Absent—Messrs. Apperson, Labrie, McCoy, Miller of Jackson, Moss, Parker and Paulsen—7.

So the rules were suspended and senate bill No. 206 was read the first time by title.

Mr. Smith moved to suspend the rules and read senate bill No. 206 the second time by title.

On this question the roll was called and the vote was :

Those voting aye were :

Messrs. Armstrong, Bean, Belknap, Blundell, Condon, Crosno, Derby, Earhart, Fell, Fisher of Polk, Fisher of Multnomah, Gambee, Geer, Gilbert, Gilham, Goodnough, Hahn, Harrington, Haskell, Howard, Hume, Hunter, Jennings, Kirk, Ladd, Laughlin, Layman, Maxwell, McCoy, Miller of Linn, Moore, Morelock, Myers, Napton, Northup, Parker, Pope, Powell, Price, Ricker, Roberts, Roe, Short, Stafford, Strowbridge, Thomas, Thompson, Waldo, Weed, Williamson, Wilson, and Mr. Speaker—52.

Nays—None.

Absent—Messrs. Apperson, Bowditch, Crook, Labrie, Miller of Jackson, Moss, Paquet and Paulsen—8.

So the rules were suspended and senate bill No. 206 was read second time by title.

Mr. McCoy moved to suspend the rules and read senate bill No. 206 the third time now.

On this question the roll was called and the vote was :

Those voting aye were :

Messrs. Apperson, Armstrong, Bean, Belknap, Blundell, Condon, Derby, Earhart, Fell, Fisher of Polk, Fisher of Multnomah, Gambee, Geer, Gilbert, Gilham, Goodnough, Hahn, Harrington, Haskell, Howard, Hume, Hunter, Kirk, Ladd, Laughlin, Layman, Maxwell,

McCoy, Miller of Linn, Moore, Morelock, Myers, Napton, Northup, Parker, Paulsen, Pope, Price, Roberts, Roe, Short, Stafford, Strowbridge, Thomas, Thompson, Waldo, Weed, Williamson, Wilson, and Mr. Speaker—50.

Nays—Mr. Jennings.

Absent—Messrs. Bowditch, Crook, Crosno, Labrie, Miller of Jackson, Moss, Paquet, Powell and Ricker—9.

So the rules were suspended.

The Speaker resumed the chair.

Senate bill No. 206 was read the third time.

"Shall the bill pass?"

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Apperson, Armstrong, Bean, Belknap, Bowditch, Condon, Crook, Crosno, Derby, Earhart, Fell, Fisher of Polk, Fisher of Multnomah, Gambee, Geer, Gilham, Goodnough, Hahn, Harrington, Haskell, Howard, Hume, Hunter, Kirk, Ladd, Laughlin, Maxwell, McCoy, Moore, Morelock, Napton, Northup, Paquet, Parker, Paulsen, Powell, Price, Ricker, Roberts, Roe, Stafford, Strowbridge, Thomas, Thompson, Weed, Williamson, Wilson, and Mr. Speaker—48.

Nays—Messrs. Jennings, Layman, Miller of Linn, Myers and Waldo—5.

Absent—Messrs. Blundell, Gilbert, Labrie, Miller of Jackson, Moss, Pope and Short—7.

So the bill passed.

The Chair submitted the following:

#### MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
SALEM, Oregon,  
February 18, 1889. }

*Mr. Speaker:*

I am directed by the President to inform you that the senate has passed house bill No. 71.

And the same is herewith transmitted for enrollment.

JOHN H. SHUPE,  
Chief Clerk.

Mr. Wilson selected house bill No. 165, which, being in the hands of the committee on ways and means, the following report was submitted:

## REPORT.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
February 12, 1889. }

*Mr. Speaker:*

Your committee on ways and means, to whom was referred house bill No. 165, beg leave to report that they have had the same under consideration, and would respectfully report it back to the house with the statement that if in the judgment of the house the purchase is desirable at this time, your committee find that, as realty is now selling in this city, the price set upon the half block east of the State capitol is not too high, and in the judgment of your committee it would materially add to the convenience and good appearance of the grounds about the capitol.

J. T. APPERSON,  
Chairman.

House bill No. 165 was read the third time.

"Shall the bill pass?"

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Apperson, Armstrong, Bean, Belknap, Blundell, Crook, Derby, Earhart, Fell, Fisher of Polk, Fisher of Multnomah, Geer, Gilbert, Gilham, Goodnough, Halin, Harrington, Haskell, Howard, Hunter, Kirk, Ladd, Laughlin, Maxwell, Miller of Jackson, Moore, Morelock, Napton, Northup, Paquet, Parker, Paulsen, Pope, Powell, Price, Ricker, Roe, Short, Strowbridge, Thomas, Thompson, Waldo, Weed, Williamson, Wilson, and Mr. Speaker—46.

Nays—Messrs. Gambee, Jennings, Moss, Myers and Stafford—5.

Absent—Messrs. Bowditch, Condon, Crosno, Hume, Labrie, Layman, McCoy, Miller of Linn, and Roberts—9.

So the bill passed, and there being no objection, the title of the bill stood for the title of the Act.

Mr. Northup, whose name had been passed without prejudice, at this point selected house bill No. 191, which was read the third time.

"Shall the bill pass?"

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Apperson, Armstrong, Bean, Belknap, Blundell, Bowditch, Condon, Crosno, Derby, Earhart, Fell, Fisher of Polk, Fisher of Multnomah, Geer, Gilbert, Gilham, Goodnough, Hahn, Harrington, Haskell, Howard, Hume, Hunter, Jennings, Kirk, Ladd, Laughlin, Layman, Maxwell, Miller of Linn, Moore, Morelock, Moss, Myers,

Napton, Northup, Paquet, Parker, Paulsen, Pope, Powell, Price, Ricker, Roberts, Roe, Short, Stafford, Strowbridge, Thomas, Thompson, Waldo, Weed, Williamson, Wilson, and Mr. Speaker—55.

Nays—None.

Absent—Messrs. Crook, Gambee, Labrie, McCoy and Miller of Jackson—5.

So the bill passed, and there being no objection, the title of the bill stood for the title of the Act.

The Speaker submitted the following:

#### MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
SALEM, Oregon,  
February 18, 1889. }

*Mr. Speaker :*

I am directed by the President to inform you that the senate has passed house bill No. 5.

And the same is herewith transmitted to you for enrollment.

JOHN H. SHUPE,  
Chief Clerk.

Mr. Speaker selected house bill No. 188, being in the hands of the committee on education.

The following report was submitted :

#### REPORT.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon,  
February 14, 1889. }

*Mr. Speaker :*

Your committee on education, to whom was referred house bill No. 188, beg leave to report that they have had the same under consideration, and would respectfully report it back to the house without recommendation.

J. E. BLUNDELL,  
Chairman.

House bill No. 188 was read the third time.

"Shall the bill pass?"

On this question the roll was called and the vote was :

Those voting aye were :

Messrs. Bowditch, Crook, Crosno, Goodnough, Hahn, Morelock,



Napton, Northup, Paulsen, Pope, Price, Short, Stafford, Thompson, and Mr. Speaker—15.

Nays—Messrs. Apperson, Armstrong, Belknap, Blundell, Condon, Derby, Fell, Fisher of Polk, Fisher of Multnomah, Geer, Gilbert, Gilham, Harrington, Haskell, Howard, Hume, Hunter, Jennings, Kirk, Ladd, Laughlin, Layman, Maxwell, Moore, Moss, Myers, Paquet, Powell, Ricker, Roberts, Roe, Strowbridge, Thomas, Waldo, Weed, Williamson and Wilson—37.

Absent—Messrs. Bean, Earhart, Gambec, Labrie, McCoy, Miller of Jackson, Miller of Linn and Parker—8.

So the bill failed to pass.

The committee on enrolled bills submitted the following:

#### REPORT.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
February 19, 1889. }

*Mr. Speaker:*

Your committee on enrolled bills, to whom was referred house bill No. 115, beg leave to report the same back to the house as correctly enrolled.

S. W. CONDON,  
Chairman.

The Speaker announced that he was about to sign house bill No. 115, and soon thereafter that he had signed it.

On motion of Mr. Laughlin, the house adjourned.

TUESDAY, FEBRUARY 19, 1889.

#### MORNING SESSION.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
February 19, 1889. }

House called to order at 10 o'clock A. M., Mr. Speaker in the chair.

The roll was called, and the absentees were Messrs. Blundell, Condon, Earhart, Haskell, Hunter, Kirk, McCoy, Miller of Jackson, Roberts and Thomas.

On motion of Mr. Apperson, the reading of the journal was dispensed with.

By unanimous consent, Mr. Jennings submitted house joint[?] resolution No. 32:

HOUSE RESOLUTION NO. 32.

*Resolved*, That there be a committee of three appointed by the chair, whose duty it shall be to examine, correct and approve the journals of the house, not read and approved during the session, said approval to be made as soon as may be after the close of the present session of the legislative assembly.

On motion of Mr. Miller of Jackson, the resolution was adopted.

The Chair appointed as such committee Messrs. Jennings, Geer and Miller of Jackson.

Mr. Apperson moved to suspend the rules and take up such house bills on third reading as the members might select.

Mr. Gilbert moved to amend by calling the roll and take up such bills on first, second or third reading, either house or senate, as the members may select.

Mr. Northup moved to amend the amendment by commencing at the bottom of the roll with Mr. Speaker.

The amendment to the amendment was adopted.

The amendment prevailed, and the motion as amended carried.

On motion of Mr. Apperson, the house proceeded to consider house bill No. 226.

House bill No. 226 was read the third time.

"Shall the bill pass?"

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Apperson, Armstrong, Condon, Crook, Crosno, Derby, Fisher of Multnomah, Gambee, Gilham, Goodnough, Hahn, Harrington, Haskell, Howard, Hume, Hunter, Kirk, Labrie, Ladd, Laughlin, Layman, Maxwell, Miller of Jackson, Miller of Linn, Moore, Morelock, Napton, Northup, Paquet, Parker, Paulsen, Powell, Price, Ricker, Roe, Short, Stafford, Strowbridge, Thompson, Waldo, Weed, Williamson, Wilson, and Mr. Speaker—44.

Nays—None.

Absent—Messrs. Bean, Belknap, Blundell, Bowditch, Earhart, Fell, Fisher of Polk, Geer, Gilbert, Jennings, McCoy, Moss, Myers, Pope, Roberts and Thomas—16.

So the bill passed, and there being no objection, the title of the bill stood as the title of the Act.

Mr. Maxwell called to the chair.

Mr. Speaker selected senate bill No. 70, which was read the third time.

"Shall the bill pass?"

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Apperson, Armstrong, Belknap, Blundell, Bowditch, Condon, Crook, Crosno, Derby, Fell, Fisher of Multnomah, Gambee, Geer, Gilbert, Gilham, Goodnough, Hahn, Harrington, Haskell, Howard, Hume, Hunter, Jennings, Kirk, Labrie, Ladd, Laughlin, Layman, Maxwell, McCoy, Miller of Jackson, Miller of Linn, Moore, Morelock, Napton, Northup, Paquet, Paulsen, Pope, Powell, Price, Ricker, Roberts, Roe, Short, Stafford, Strowbridge, Thompson, Waldo, Weed Williamson, Wilson, and Mr. Speaker—53.

Nays—None.

Absent—Messrs. Bean, Earhart, Fisher of Polk, Moss, Myers, Parker and Thomas—7.

So the bill passed.

The special committee to whom was referred senate bill No. 199, with leave to report at any time, submitted the following:

#### REPORT.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
February 19, 1889. }

*Mr. Speaker :*

Your committee, the Multnomah house delegation, to whom was referred house bill No. 199, introduced by Mr. Gilbert, with the amendments thereto offered by the senate, would report the amendments back with the recommendation that they be concurred in, and that the bill as amended do pass.

J. A. STROWBRIDGE,  
Chairman.

#### FIRST AMENDMENT.

Amend section 37, page 1, of bill by striking out subdivisions 1 and 2, and inserting in lieu thereof the following:

1. To assess, levy and collect taxes for general municipal purposes, not to exceed three mills on the dollar, upon all property, both real and personal, which is taxable by law for State or county purposes.

2. To levy and collect a special tax of  $3\frac{1}{2}$  mills on the dollar upon all the property assessed by authority of the first subdivision

of this section, for the purpose of running, conducting and maintaining the fire department of said city, which shall be known and designated as the "fire department fund," which fund shall not be used or expended for any other purpose, and to levy and collect a special tax of  $3\frac{1}{2}$  mills on the dollar upon all the property assessed by authority of the first subdivision of this section, for the purpose of running, conducting and maintaining the police department of said city, which shall be known and designated as the "police department fund," which fund shall not be used or expended for any other purpose. The estimated amount required to pay the salaries of the officers and employes of said departments respectively for the current year shall, at the beginning of each year, be appropriated and set apart from said funds respectively for that purpose, and shall not be used or expended for any other purpose, and all debts contracted and all liabilities incurred by either of said departments in excess of said amounts so levied and collected for said funds respectively, shall be null and void, unless the common council shall, in case of great emergency, authorize the board of fire commissioners or board of police commissioners, as the case may be, to incur the same.

#### SECOND AMENDMENT.

Add to the bill the following:

Section 23. That section 73 of said Act to incorporate the city of Portland, as amended by an Act entitled an Act to amend an Act entitled an Act to incorporate the city of Portland, approved October 24, 1882, and to amend section 1 of an Act entitled an Act to amend sections 1, 37, 95 and 159 of an Act entitled an Act to incorporate the city of Portland, approved October 24, 1882, and to repeal section 155 of said Act and all Acts and parts of Acts in conflict therewith, approved February 25, 1885, approved November 25, 1885, be amended so as to read as follows:

Sec. 73. The board of police commissioners shall receive no salary or compensation for their services. A majority of said board shall constitute a quorum for the transaction of any business. The board of police commissioners have power and may from time to time fix and determine the salaries to be paid to the chief of police, captains of police and policemen, but such salaries shall not exceed the amount limited in section 74, and they shall audit and allow all the necessary expenses of conducting and running the police department. The board shall, on the first day of January of each year, report to the common council the estimated amount of salaries and other necessary expenses of the police department for the ensuing year; and the common council must make appropriations

to meet the expenses of the police department, subject to limitation contained in subdivision 2, of section 37, of the charter of the city of Portland, and pay the same monthly as other accounts are paid out of the city treasury.

### THIRD AMENDMENT.

Section 24. That section 72 of said Act to incorporate the city of Portland, as amended by an Act entitled an Act to amend an Act entitled an Act to incorporate the city of Portland, approved October 24, 1882, approved November 21, 1885, be amended so as to read as follows:

Section 72. The police power of the city of Portland shall be appointed and organized by three police commissioners, who shall be styled the board of police commissioners of the city of Portland, and who shall exercise the powers, duties and authority hereinafter enumerated. The police commissioners now in office shall hold their respective offices until their successors are elected and qualified. The police commissioners shall be residents, voters and taxpayers of the city of Portland, and all vacancies occurring in the board by death or resignation shall be filled by appointment made by the mayor of said city with the consent of a majority of the common council. The commissioners shall take the oath of office required of the city officers and enter upon the discharge of their duties on the first Monday in July succeeding their election. The board of police commissioners shall hold their stated meetings at such time as they shall fix upon by vote, at a room to be provided for them by the common council, and they shall keep a record of all their proceedings. They shall elect one of their number president, who shall hold such position for one year and until his successor as president shall be elected. Special meetings of the board may be called by the president by giving notice to the other members of the time and object thereof. The auditor and clerk of the city of Portland shall act as clerk to said board, and shall certify to the common council the names of all persons appointed to office by said board. The board of police commissioners has power, and it is their duty within said city of Portland, to organize, govern and conduct a police force within the limits aforesaid, and to that end may:

1. Appoint a chief of police, one or more captains of police, and a suitable force of regular policemen.

2. Remove or suspend any member of the police, including the chief and captains, for any cause which they may deem sufficient, to be stated in the order of removal or suspension.

3. Make all necessary or convenient rules or regulations for the organization and conduct of said police force, for the care and

management of the city prison, for receiving and hearing complaints against any member of said force, for the removal or suspension of any member of said force, and for the forfeiture of all or any portion of the wages that may be due any member of such force on account of misconduct or negligence in the discharge of his duties. The common council of said city may, however, by ordinance, provide for the working of prisoners and for the punishment of prisoners who shall refuse to work. The board of police commissioners is authorized to adopt rules and regulations, not inconsistent with the city charter, for the management, control and organization of the police force.

#### FOURTH AMENDMENT.

Section 25. That section 11 of an Act entitled an Act to establish a paid fire department for the city of Portland, approved October 9, 1882, be amended so as to read as follows:

Sec. 11. The board of fire commissioners shall, on the first day of January of each year, or as soon thereafter as practicable, report to the common council the estimated amount of salaries and other necessary expenses of the fire department for the ensuing year, together with the estimated cost of constructing and erecting cisterns and hydrants, and the erection and repair of buildings, the purchase of lots for the purpose of erecting engine houses thereon, the purchase of engines, hose carts, hose, horses, feed, material and apparatus for said department required for the ensuing year, and the common council shall, at the same time that other taxes are levied and collected, levy and collect a special tax sufficient to raise the amount so estimated by said board of fire commissioners, subject to the limitation contained in subdivision 2, of section 37, of the charter of the city of Portland, which tax shall be paid into a fund to be known as the fire department fund of said city of Portland, and shall be subject solely to the control of the said board of fire commissioners, and shall be paid out by the city treasurer upon warrants drawn by the mayor and auditor and clerk of said city, upon requisition therefor, made by the president of the board of fire commissioners for claims duly allowed by said board, and the said mayor and auditor and clerk are hereby directed to draw warrants on said fire department fund in accordance with the requisitions of said president of the board of fire commissioners, such requisitions to remain on file in the office of the auditor and clerk, and to be sufficient authority for drawing warrants as aforesaid.

#### FIFTH AMENDMENT.

Amend section 37, subdivision 5, by adding the following:

*"Provided, however, that no license for the sale of spirituous,*

vinous or malt liquors shall be issued for a sum less than is prescribed by the general laws of the State of Oregon for license for the sale of spirituous, vinous or malt liquors in force at the time of issuance of such license."

#### SIXTH AMENDMENT.

Strike out of section 69 the word "quarterly" in the third line from the bottom of page 7, and insert the word "monthly."

#### SEVENTH AMENDMENT.

Amend title of bill by adding thereto the following:

"And to amend section 73 of an Act to incorporate the city of Portland as amended by an Act entitled an Act to amend an Act entitled an Act to incorporate the city of Portland, approved October 24, 1882, and to amend section 1 of an Act entitled an Act to amend sections 1, 37, 95 and 159 of an Act entitled an Act to incorporate the city of Portland, approved, October 24, 1882, and repeal section 155 of said Act, and all Acts and parts of Acts in conflict therewith, approved February 25, 1885, approved November 25, 1885; and to amend section 72 of an Act to incorporate the city of Portland as amended by an Act entitled an Act to amend an Act entitled an Act to incorporate the city of Portland, approved October 24, 1882, approved November 21, 1885; and section 11 of an Act entitled an Act to establish a paid fire department for the city Portland, approved October 9, 1882."

#### EIGHTH AMENDMENT.

Strike out all of section 14 of the bill, including all of section 107 of the charter, as therein set forth.

#### NINTH AMENDMENT.

Strike out the figures 107 where the same appear in the title of the bill.

Mr. Hume submitted the following minority report, and moved its adoption:

#### MINORITY REPORT.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
February 19, 1889. }

*Mr. Speaker:*

The undersigned, a minority of the Multnomah delegation, to whom was referred house bill No. 199, beg leave to dissent from the

report of the majority of said delegation in so far as the same recommends the concurrence of the house in said amendments, so far as the same relates to the levying and collecting a special tax for the purpose of maintaining the fire department and limiting the expenditures of the board of fire commissioners, and would recommend that said amendments be amended by striking out all after the figure "2" in line 11 of the first page down to the word "and," line 19, of said first page.

Strike out the words "board of fire commissioners" in line 18 of page 2 of said amendments.

Strike out all of section 25 of said amendments.

W. T. HUME,  
D. P. THOMPSON.

Mr. Northup moved to amend by substituting the majority report for the minority report.

Carried.

The motion as amended was adopted.

Mr. Wilson selected senate bill No. 166, and moved to suspend the rules and read the bill the first time by title only.

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Apperson, Armstrong, Bean, Belknap, Blundell, Bowditch, Condon, Crosno, Derby, Earhart, Fell, Fisher of Polk, Fisher of Multnomah, Geer, Gilbert, Gilham, Hahn, Harrington, Haskell, Howard, Hunter, Jennings, Kirk, Labrie, Ladd, Laughlin, Layman, Maxwell, McCoy, Miller of Jackson, Miller of Linn, Moore, Morelock, Moss, Myers, Northup, Paquet, Parker, Pope, Powell, Price, Ricker, Roberts, Roe, Short, Stafford, Strowbridge, Thompson, Waldo, Weed, Williamson, Wilson, and Mr. Speaker—53.

Nays—None.

Absent—Messrs. Crook, Gambee, Goodnough, Hume, Napton, Paulsen and Thomas—7.

So the rules were suspended and senate bill No. 166 was read the first time by title only.

Mr. Wilson moved to suspend the rules and read senate bill No. 166 the second time by title only.

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Apperson, Armstrong, Bean, Belknap, Blundell, Bowditch, Condon, Crook, Crosno, Derby, Earhart, Fell, Fisher of Polk, Fisher of Multnomah, Gambee, Geer, Gilham, Hahn, Harrington, Haskell, Howard, Hunter, Jennings, Kirk, Labrie, Ladd, Laughlin, Layman, Maxwell, McCoy, Miller of Jackson, Miller of Linn, Moore,



Morelock, Moss, Myers, Napton, Paquet, Parker, Pope, Powell, Price, Ricker, Roberts, Roe, Short, Stafford, Strowbridge, Thompson, Waldo, Weed, Williamson, Wilson, and Mr. Speaker—54.

Nays—None.

Absent—Messrs. Gilbert, Goodnough, Hume, Northup, Paulsen and Thomas—6.

So the rules were suspended and senate bill No. 166 was read the second time by title.

Mr. Wilson moved to further suspend the rules and read senate bill No. 166 the third time now.

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Apperson, Armstrong, Bean, Belknap, Blundell, Bowditch, Condon, Crosno, Derby, Fell, Fisher of Polk, Fisher of Multnomah, Gambee, Geer, Gilbert, Goodnough, Hahn, Harrington, Haskell, Howard, Hume, Hunter, Jennings, Kirk, Labrie, Ladd, Laughlin, Layman, Maxwell, McCoy, Miller of Jackson, Miller of Linn, Moore, Morelock, Myers, Napton, Northup, Paquet, Parker, Paulsen, Pope, Powell, Price, Ricker, Roberts, Roe, Short, Stafford, Strowbridge, Waldo, Weed, Williamson, Wilson, and Mr. Speaker—54.

Nays—None.

Absent—Messrs. Crook, Earhart, Gilham, Moss, Thomas and Thompson—6.

So the rules were suspended.

Senate bill No. 166 was read the third time.

“Shall the bill pass?”

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Apperson, Armstrong, Belknap, Blundell, Bowditch, Condon, Crosno, Derby, Earhart, Fell, Fisher of Polk, Fisher of Multnomah, Gambee, Geer, Gilbert, Gilham, Goodnough, Hahn, Harrington, Haskell, Hunter, Jennings, Kirk, Labrie, Ladd, Laughlin, Layman, Maxwell, McCoy, Miller of Jackson, Miller of Linn, Moore, Morelock, Moss, Myers, Napton, Northup, Paquet, Parker, Paulsen, Pope, Powell, Price, Ricker, Roberts, Roe, Short, Stafford, Strowbridge, Thompson, Waldo, Williamson, Wilson, and Mr. Speaker—54.

Nays—None.

Absent—Messrs. Bean, Crook, Howard, Hume, Thomas and Weed—6.

So the bill passed.

Mr. Williamson selected senate bill No. 53, which was read the third time.

“Shall the bill pass?”

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Apperson, Armstrong, Belknap, Bowditch, Condon, Crosno, Derby, Earhart, Fell, Fisher of Polk, Fisher of Multnomah, Gambee, Geer, Gilbert, Goodnough, Hahn, Harrington, Haskell, Howard, Hume, Hunter, Jennings, Kirk, Labrie, Ladd, Laughlin, Layman, Maxwell, McCoy, Miller of Jackson, Miller of Linn, Moore, Morelock, Myers, Napton, Northup, Paquet, Parker, Paulsen, Pope, Powell, Price, Ricker, Roberts, Roe, Short, Stafford, Strowbridge, Thompson, Waldo, Weed, Williamson, and Mr. Speaker—53.

Nays—None.

Absent—Messrs. Bean, Blundell, Crook, Gilham, Moss, Thomas and Wilson—7.

So the bill passed.

The Speaker resumed the chair and submitted the following:

MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
SALEM, Oregon,  
February 19, 1889. }

*Mr. Speaker:*

I am directed by the President to inform you that the senate has concurred in the amendments of senate bill No. 23.

JOHN H. SHUPE,  
Chief Clerk.

MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
SALEM, Oregon,  
February 19, 1889. }

*Mr. Speaker:*

I am directed by the President to inform you that he has signed house bill No. 115.

And the same is herewith returned.

JOHN H. SHUPE,  
Chief Clerk.

MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
SALEM, Oregon,  
February 19, 1889. }

*Mr. Speaker:*

I am directed by the President to inform you that senate bill No. 59 and senate bill No. 195 have been reported correctly enrolled.

And the same are herewith transmitted for your signature.

JOHN H. SHUPE,  
Chief Clerk.

The Speaker announced that he was about to sign senate bill No. 59 and senate bill No. 195, and soon thereafter stated that he had signed them.

Senate bill No. 56 was read the second time.

Mr. Weed moved to suspend the rules and senate bill No. 56 the third time now.

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Apperson, Armstrong, Belknap, Blundell, Bowditch, Condon, Crosno, Derby, Earhart, Fell, Fisher of Polk, Fisher of Multnomah, Gambee, Geer, Gilbert, Gilham, Hahn, Harrington, Haskell, Howard, Hunter, Jennings, Kirk, Labrie, Laughlin, Layman, Maxwell, Miller of Jackson, Miller of Linn, Moore, Morelock, Myers, Napton, Northup, Parker, Paulsen, Pope, Powell, Price, Ricker, Roberts, Roe, Short, Stafford, Strowbridge, Thompson, Waldo, Weed, Williamson, Wilson, and Mr. Speaker—51.

Nays—None.

Absent—Messrs. Bean, Crook, Goodnough, Hume, Ladd, McCoy, Moss, Paquet and Thomas—9.

So the rules were suspended.

Senate bill No. 56 was read the third time.

“Shall the bill pass?”

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Apperson, Armstrong, Bean, Belknap, Blundell, Bowditch, Condon, Crosno, Derby, Earhart, Fell, Fisher of Polk, Fisher of Multnomah, Gambee, Geer, Gilbert, Gilham, Goodnough, Hahn, Harrington, Haskell, Howard, Hume, Hunter, Jennings, Kirk, Labrie, Laughlin, Layman, Maxwell, McCoy, Miller of Jackson, Miller of Linn, Moore, Morelock, Moss, Myers, Napton, Northup, Paquet, Parker, Paulsen, Pope, Powell, Price, Ricker, Roberts, Roe, Short, Stafford, Strowbridge, Thompson, Waldo, Weed, Wilson, and Mr. Speaker—56.

Nays—None.

Absent—Messrs. Crook, Ladd, Thomas and Williamson—4.

So the bill passed.

The committee on enrolled bills submitted the following:

## REPORT.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
February 19, 1889. }

*Mr. Speaker :*

Your committee on enrolled bills respectfully report house bill No. 108, incorporating Pendleton, correctly enrolled.

S. W. CONDON,  
Chairman.

The Speaker announced that he was about to sign house bill No. 108, and soon thereafter stated that he had signed it.

The Speaker submitted the following :

## MESSAGE FROM THE GOVERNOR.

STATE OF OREGON, }  
EXECUTIVE DEPARTMENT, }  
SALEM, February 18, 1889. }

*To the Honorable, the House of Representatives of the State of Oregon :*

House bill No. 31 is herewith returned. This bill is identical with senate bill No. 17, recently acted upon by you, and contains a similar provision for the exemption from taxation of \$1,500,000 water bonds which the water committee of the city of Portland is authorized to issue. It will be unnecessary to repeat the constitutional objections to this measure. They are unanswered and unanswerable. Wise statesmanship condemns a governmental parentalism, even when extended to the poorer classes; how much more then must it condemn such parentalism when extended to the wealthy classes by the granting of exemption from taxation of a species of property that will alone be held in the vaults of the banker and the capitalist. As these bonds will become private property after they will have been paid out by the city to private parties in trade for other property, and as no private property can be exempted from taxation, I return house bill No. 31 with my dissent.

SYLVESTER PENNOYER,  
Governor.

Mr. Earhart moved that the consideration of the Governor's message be made a special order for 2 o'clock this afternoon.

Carried.

The Speaker submitted the following :

## MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
SALEM, Oregon,  
February 19, 1889. }

*Mr. Speaker :*

I am directed by the President to inform you that the senate has concurred in house concurrent resolution No. 16, with amendment thereto as follows:

## AMENDMENT.

Strike out all after "*sine die*" and insert the words "10 o'clock Friday P. M., 22d inst.," in lieu thereof.

And the same is herewith transmitted to you for the consideration of the house.

JOHN H. SHUPE.  
Chief Clerk.

On motion of Mr. Thompson, the house occurred in the amendment to house concurrent resolution No. 16.

Mr. Waldo selected house bill No. 94, which was read the third time.

"Shall the bill pass?"

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Belknap, Blundell, Condon, Crosno, Derby, Fisher of Multnomah, Gambec, Geer, Gilham, Goodnough, Hahn, Haskell, Howard, Jennings, Laughlin, Layman, McCoy, Miller of Jackson, Miller of Linn, Moore, Myers, Napton, Parker, Ricker, Stafford, Wilson, and Mr. Speaker—27.

Nays—Messrs. Apperson, Armstrong, Bean, Bowditch, Fell, Harrington, Hume, Hunter, Kirk, Labrie, Ladd, Paulsen, Powell, Roberts, Roe, Short, Strowbridge, Thompson, Waldo and Weed—20.

Absent—Messrs. Crook, Earhart, Fisher of Polk, Gilbert, Maxwell, Morelock, Moss, Northup, Paquet, Pope, Price, Thomas and Williamson—13.

So the bill failed to pass.

Mr. Thompson selected senate bill No. 199.

The same being in the hands of the committee on education, the committee submitted the following:

## REPORT.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
February 12, 1889. }

*Mr. Speaker:*

Your committee on education, to whom was referred senate bill No. 199, beg leave to report that they have had the same under consideration, and would respectfully report it back to the house with the recommendation that it do pass.

J. E. BLUNDELL,  
Chairman.

Senate bill No. 199 was read the third time.

"Shall the bill pass?"

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Apperson, Armstrong, Bean, Belknap, Blundell, Condon, Crook, Crosno, Derby, Fell, Fisher of Polk, Fisher of Multnomah, Gambee, Geer, Gilbert, Gilham, Goodnough, Hahn, Harrington, Haskell, Howard, Hume, Hunter, Jennings, Kirk, Labrie, Laughlin, Layman, McCoy, Miller of Linn, Moss, Myers, Northup, Paquet, Parker, Paulsen, Pope, Powell, Price, Ricker, Roberts, Short, Strowbridge, Thompson, Weed, Williamson, Wilson, and Mr. Speaker—48.

Nays—Messrs. Moore, Roe, Stafford and Waldo—4.

Absent—Messrs. Bowditch, Earhart, Ladd, Maxwell, Miller of Jackson, Morelock, Napton and Thomas—8.

So the bill passed.

The Speaker submitted the following:

## MESSAGE FROM THE SENATE.

SENATE CHAMBER, }  
SALEM, Oregon, }  
February 19, 1889. }

*Mr. Speaker:*

I am directed by the President to inform you that the senate has passed senate bill No. 141, being a bill for an Act to license stallions kept in public service in the stud, and to secure a lien upon the mare and colts.

And the same is herewith transmitted for the consideration of the house.

JOHN H. SHUPE,  
Chief Clerk.

Passed to first reading.

Mr. Thomas' name was called, and he was absent.

His name was passed without prejudice.

Mr. Strowbridge selected senate bill No. 126, which was read the second time.

Mr. Northup moved to suspend the rules and read senate bill No. 126 the third time now.

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Apperson, Armstrong, Bean, Belknap, Blundell, Condon, Crook, Crosno, Derby, Fell, Fisher of Polk, Fisher of Multnomah, Gambee, Geer, Gilbert, Gilham, Goodnough, Hahn, Harrington, Howard, Hunter, Kirk, Labrie, Ladd, Laughlin, Layman, McCoy, Miller of Linn, Moore, Myers, Napton, Northup, Paquet, Parker, Paulsen, Pope, Powell, Price, Ricker, Roberts, Roe, Short, Stafford, Strowbridge, Thompson, Waldo, Weed, Williamson, Wilson, and Mr. Speaker—50.

Nays—Mr. Jennings.

Absent—Messrs. Bowditch, Earhart, Haskell, Hume, Maxwell, Miller of Jackson, Morelock, Moss and Thomas—9.

So the rules were suspended.

Senate bill No. 126 was read the third time.

"Shall the bill pass?"

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Apperson, Armstrong, Bean, Belknap, Blundell, Condon, Crook, Crosno, Derby, Fisher of Polk, Fisher of Multnomah, Gambee, Geer, Gilbert, Hahn, Harrington, Haskell, Howard, Hume, Hunter, Jennings, Kirk, Labrie, Ladd, Laughlin, Layman, Maxwell, Miller of Jackson, Miller of Linn, Moore, Morelock, Moss, Myers, Napton, Northup, Paquet, Parker, Paulsen, Powell, Price, Ricker, Roberts, Roe, Short, Stafford, Strowbridge, Waldo, Weed, Williamson, Wilson, and Mr. Speaker—51.

Nays—None.

Absent—Messrs. Bowditch, Earhart, Fell, Gilham, Goodnough, McCoy, Pope, Thomas and Thompson—9.

So the bill passed.

The Speaker submitted the following:

#### MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
SALEM, Oregon,  
February 19, 1889. }

*Mr. Speaker:*

I am directed by the President to inform you that the senate has

passed senate bill No. 96, being a bill for an Act to encourage tree planting in public schools.

And the same is herewith transmitted for the consideration of the house.

JOHN H. SHUPE,  
Chief Clerk.

Passed to first reading.

MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
SALEM, Oregon,  
February 19, 1889. }

*Mr. Speaker:*

I am directed by the President to inform you that the senate has passed senate bill No. 64, being a bill for an Act to authorize Coos county, Oregon, to construct and maintain certain bridges.

And the same is herewith transmitted for the consideration of the house.

JOHN H. SHUPE,  
Chief Clerk.

Passed to first reading.

Mr. Stafford selected senate bill No. 177.

Senate bill No. 177 was read the first time.

Mr. Stafford moved to suspend the rules and read senate bill No. 177 the second time by title only.

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Apperson, Belknap, Condon, Crook, Crosno, Derby, Fisher of Polk, Fisher of Multnomah, Gambee, Geer, Goodnough, Hahn, Harrington, Haskell, Howard, Hume, Hunter, Jennings, Kirk, Labrie, Ladd, Laughlin, Layman, Maxwell, McCoy, Miller of Jackson, Miller of Linn, Moore, Morelock, Moss, Myers, Paquet, Parker, Paulsen, Pope, Powell, Price, Ricker, Roberts, Roe, Short, Stafford, Strowbridge, Thompson, Waldo, Weed, Williamson, Wilson, and Mr. Speaker—49.

Nays—Mr. Bean.

Absent—Messrs. Armstrong, Blundell, Bowditch, Earhart, Fell, Gilbert, Gilham, Napton, Northup and Thomas—10.

So the rules were suspended and senate bill No. 177 was read the second time by title.

Mr. Stafford moved to suspend the rules and read senate bill No. 177 the third time now.



On this question the roll was called and the vote was :

Those voting aye were :

Messrs. Apperson, Bean, Condon, Crook, Crosno, Derby, Fisher of Polk, Fisher of Multnomah, Gambee, Geer, Gilbert, Goodnough, Hahn, Harrington, Haskell, Howard, Hunter, Jennings, Kirk, Labrie, Ladd, Laughlin, Layman, Maxwell, McCoy, Miller of Jackson, Miller of Linn, Moore, Morelock, Moss, Myers, Paquet, Parker, Paulsen, Pope, Powell, Price, Ricker, Roberts, Roe, Short, Stafford, Strowbridge, Thompson, Waldo, Weed, Williamson, Wilson, and Mr. Speaker—49.

Nays—None.

Absent—Messrs. Armstrong, Belknap, Blundell, Bowditch, Earhart, Fell, Gilham, Hume, Napton, Northup and Thomas—11.

So the rules were suspended.

Senate bill No. 177 was read the third time.

“Shall the bill pass?”

On this question the roll was called and the vote was :

Those voting aye were :

Messrs. Apperson, Belknap, Blundell, Condon, Crook, Crosno, Derby, Fisher of Polk, Fisher of Multnomah, Gambee, Geer, Goodnough, Hahn, Harrington, Haskell, Howard, Hume, Hunter, Jennings, Kirk, Labrie, Laughlin, Layman, Maxwell, McCoy, Miller of Jackson, Miller of Linn, Moore, Morelock, Moss, Myers, Paquet, Parker, Paulsen, Pope, Powell, Price, Ricker, Roberts, Roe, Short, Stafford, Thompson, Waldo, Weed, Williamson, Wilson, and Mr. Speaker—48.

Nays—Messrs. Armstrong, Bean, Gilbert, Ladd and Strowbridge—5.

Absent—Messrs. Bowditch, Earhart, Fell, Gilham, Napton, Northup and Thomas—7.

So the bill passed.

By unanimous consent, Mr. Myers introduced house bill No. 239, a bill for an Act to provide for a convention to frame a new constitution for the State.

Mr. Myers moved to suspend the rules and read house bill No. 239 the first time by title only.

On this question the roll was called and the vote was :

Those voting aye were :

Messrs. Apperson, Armstrong, Bean, Belknap, Blundell, Bowditch, Condon, Crook, Crosno, Derby, Fisher of Polk, Fisher of Multnomah, Gambee, Geer, Gilbert, Goodnough, Hahn, Harrington, Haskell, Howard, Hume, Hunter, Jennings, Kirk, Labrie, Ladd, Laughlin, Layman, Maxwell, McCoy, Miller of Jackson, Miller of Linn, Moore, Morelock, Moss, Myers, Paquet, Parker, Paulsen, Pope,

Powell, Price, Ricker, Roberts, Roe, Short, Stafford, Strowbridge, Thompson, Waldo, Weed, Williamson, Wilson, and Mr. Speaker—54.

Nays—None.

Absent—Messrs. Earhart, Fell, Gilham, Napton, Northup and Thomas—6.

So the rules were suspended and senate bill No. 239 was read the first time by title.

Mr. Myers moved to further suspend the rules and read house bill No. 239 the second time by title only.

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Apperson, Armstrong, Bean, Belknap, Condon, Crook, Crosno, Derby, Fisher of Polk, Fisher of Multnomah, Gambee, Geer, Gilbert, Goodnough, Hahn, Harrington, Haskell, Howard, Hume, Hunter, Jennings, Kirk, Labrie, Ladd, Laughlin, Layman, Maxwell, McCoy, Miller of Jackson, Miller of Linn, Moore, Morelock, Moss, Myers, Paquet, Parker, Powell, Price, Ricker, Roe, Short, Stafford, Strowbridge, Thompson, Williamson, Weed, Wilson, and Mr. Speaker—48.

Nays—Mr. Waldo.

Absent—Messrs. Blundell, Bowditch, Earhart, Fell, Gilham, Napton, Northup, Paulsen, Pope, Roberts and Thomas—11.

So the rules were suspended and house bill No. 239 was read the second time by title.

Mr. Myers moved to further suspend the rules and consider house bill No. 239 engrossed and read the third time now.

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Apperson, Armstrong, Belknap, Blundell, Bowditch, Condon, Crosno, Fisher of Polk, Fisher of Multnomah, Gambee, Geer, Gilham, Goodnough, Harrington, Haskell, Howard, Hume, Kirk, Labrie, Ladd, Miller of Jackson, Miller of Linn, Morelock, Moss, Myers, Parker, Powell, Price, Ricker, Roe, Stafford, Strowbridge, Thompson, Williamson, Wilson, and Mr. Speaker—36.

Nays—Messrs. Bean, Crook, Derby, Hahn, Hunter, Jennings, Laughlin, Layman, Maxwell, McCoy, Moore, Paquet, Paulsen, Pope, Short, Waldo and Weed—17.

Absent—Messrs. Earhart, Fell, Gilbert, Napton, Northup, Roberts and Thomas—7.

So the house refused to suspend the rules.

By unanimous consent, Mr. Armstrong introduced house joint resolution No. 11.

## HOUSE JOINT RESOLUTION NO. 11.

*To the President of the United States:*

The people of the State of Oregon, through their legislative assembly, would most respectfully represent that we view with regret the action of the National administration in appointing to places of trust and profit in this State, citizens of other States who are disqualified to discharge the duties of the offices to which they have been appointed, and the public interests are thereby prejudiced; therefore be it

*Resolved,* That we respectfully ask the President that hereafter in making selections for official positions in this State, preference be given to our own citizens, believing, as we do, that better service will be rendered by following this line of policy, and peace and harmony in the administration of all branches of the public service be promoted.

Mr. Armstrong moved to adopt.

On motion of Mr. Apperson, house joint resolution No. 11 was laid on the table.

Mr. Short selected senate bill No. 76, which was read the third time.

"Shall the bill pass?"

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Apperson, Belknap, Derby, Earhart, Fisher of Multnomah, Geer, Gilham, Hahn, Harrington, Haskell, Hume, Jennings, Kirk, Laughlin, McCoy, Miller of Jackson, Napton, Paquet, Parker, Paulsen, Price, Roe and Short—23.

Nays—Messrs. Armstrong, Bean, Blundell, Bowditch, Condon, Crook, Crosno, Fell, Fisher of Polk, Gilbert, Goodnough, Howard, Hunter, Labrie, Ladd, Layman, Maxwell, Miller of Linn, Moore, Morelock, Myers, Pope, Powell, Ricker, Roberts, Stafford, Strowbridge, Thompson, Waldo, Weed, Williamson, Wilson, and Mr. Speaker—33.

Absent—Messrs. Gambee, Moss, Northup and Thomas—4.

So the bill failed to pass.

The hour of 12 o'clock having arrived, the Speaker declared the house adjourned.

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AFTERNOON SESSION.

House called to order at 1:30 o'clock P. M., Mr. Speaker in the chair.

Roll was called, and Messrs. Fisher of Polk, Gilbert and Haskell were absent.

Mr. Hume moved to reconsider the vote by which house bill No. 94 was lost.

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Apperson, Armstrong, Bean, Belknap, Condon, Crook, Crosno, Derby, Earhart, Fell, Fisher of Polk, Fisher of Multnomah, Geer, Gilham, Goodnough, Harrington, Hume, Hunter, Kirk, Labrie, Ladd, Layman, Miller of Jackson, Morelock, Moss, Myers, Napton, Paquet, Parker, Pope, Price, Ricker, Roberts, Short, Stafford, Strowbridge, Thomas, Thompson, Waldo, Williamson, Wilson, and Mr. Speaker—42.

Nays—Messrs. Hahn, Jennings, Miller of Linn, Moore, Paulsen and Weed—6.

Absent—Messrs. Blundell, Bowditch, Gambee, Gilbert, Haskell, Howard, Laughlin, Maxwell, McCoy, Northup, Powell and Roe—12.

So the vote was reconsidered by which house bill No. 94 was lost.

"Shall the bill pass?"

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Apperson, Armstrong, Belknap, Condon, Crook, Crosno, Earhart, Fell, Fisher of Multnomah, Gambee, Geer, Gilham, Goodnough, Hahn, Harrington, Haskell, Howard, Hume, Jennings, Labrie, Ladd, Layman, McCoy, Miller of Jackson, Miller of Linn, Moore, Morelock, Moss, Myers, Napton, Paquet, Parker, Ricker, Roberts, Stafford, Strowbridge, Thompson, Waldo, Williamson, Wilson, and Mr. Speaker—41.

Nays—Messrs. Bean, Hunter, Kirk, Laughlin, Maxwell, Paulsen, Pope, Powell, Short and Weed—10.

Absent—Messrs. Blundell, Bowditch, Derby, Fisher of Polk, Gilbert, Northup, Price, Roe and Thomas—9.

So the bill passed, and there being no objection, the title of the bill stood for the title of the Act.

The Speaker submitted the following:

#### MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
SALEM, Oregon,  
February 19, 1889. }

*Mr. Speaker :*

I am directed by the President to inform you that the senate has passed senate bill No. 97, being a bill for an Act authorizing

the construction and operation of the Siuslaw and Eastern railroad, and branches thereof.

And the same is herewith transmitted for the consideration of the house.

JOHN H. SHUPE,  
Chief Clerk.

Senate bill No. 97 passed to first reading.

Mr. Roberts selected senate bill No. 3, which was in the hands of the committee on agriculture, who submitted the following :

#### REPORT.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
February 11, 1889. }

*Mr. Speaker :*

Your committee on agriculture, to whom was referred senate bill No. 3, beg leave to report that they have had the same under consideration and would respectfully report it back to the house with the recommendation that it do pass, with the following amendment :

#### AMENDMENT.

Section 20, line 1, amended by adding after the county of Linn, the counties of Polk, Douglas and Union.

F. S. POWELL,  
Chairman.

On motion of Mr. Wilson, the word "Marion" was stricken out of section 20.

The amendments proposed by the committee were also adopted, on motion of Mr. Roberts.

Senate bill No. 3 was read the third time.

"Shall the bill pass?"

On this question the roll was called and the vote was :

Those voting aye were :

Messrs. Apperson, Armstrong, Bean, Belknap, Blundell, Condon, Crook, Crosno, Derby, Earhart, Fisher of Polk, Fisher of Multnomah, Geer, Gilham, Goodnough, Hahn, Harrington, Haskell, Howard, Hume, Hunter, Jennings, Kirk, Labrie, Ladd, Laughlin, Layman, Maxwell, McCoy, Moore, Napton, Northup, Paquet, Parker, Paulsen, Pope, Powell, Ricker, Roberts, Roe, Short, Stafford, Strowbridge, Thomas, Weed, Williamson, Wilson, and Mr. Speaker—48.

Nays—Messrs. Miller of Jackson, Miller of Linn, Morelock, Myers, Price and Waldo—6.

Absent—Messrs. Bowditch, Fell, Gambia, Gilbert, Moss and Thompson—6.

So the bill passed.

The hour having arrived for the special order, the house proceeded to consider vetoed house bill No. 31.

The Chair stated the question to be:

“Shall the bill pass, notwithstanding the objections and veto of the Governor?”

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Apperson, Bean, Belknap, Bowditch, Condon, Crook, Crosno, Earhart, Fell, Fisher of Multnomah, Gilbert, Gilham, Goodnough, Harrington, Haskell, Howard, Hume, Hunter, Kirk, Labrie, Ladd, Laughlin, Maxwell, McCoy, Northup, Paquet, Parker, Powell, Price, Ricker, Roberts, Roe, Strowbridge, Thomas, Thompson, Weed, Williamson, Wilson, and Mr. Speaker—39.

Nays—Messrs. Armstrong, Blundell, Derby, Fisher of Polk, Gambia, Geer, Hahn, Jennings, Layman, Miller of Jackson, Miller of Linn, Moore, Morelock, Moss, Myers, Napton, Paulsen, Pope, Short, Stafford and Waldo—21.

Absent—None.

So the house sustained the objections and veto of the Governor.

Mr. Ricker selected senate bill No. 35, which was read the third time.

“Shall the bill pass?”

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Armstrong, Bean, Belknap, Blundell, Bowditch, Crook, Derby, Earhart, Fell, Fisher of Polk, Fisher of Multnomah, Gambia, Geer, Gilbert, Gilham, Goodnough, Hahn, Harrington, Haskell, Hunter, Jennings, Kirk, Labrie, Ladd, Laughlin, Layman, Maxwell, McCoy, Miller of Jackson, Moore, Morelock, Moss, Myers, Northup, Parker, Paulsen, Pope, Powell, Price, Ricker, Short, Stafford, Strowbridge, Thomas, Thompson, Waldo, Weed, Williamson, Wilson, and Mr. Speaker—50.

Nays—Mr. Napton.

Absent—Messrs. Apperson, Condon, Crosno, Howard, Hume, Miller of Linn, Paquet, Roberts and Roe—9.

So the bill passed.

Mr. Price selected house bill No. 48, which was read the third time.

Mr. Howard submitted a communication from the city council of Grant's Pass, which was read.

“Shall the bill pass?”

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Armstrong, Bean, Belknap, Bowditch, Condon, Crook, Earhart, Fell, Fisher of Polk, Fisher of Multnomah, Gambia, Geer, Gilbert, Gilham, Harrington, Jennings, Kirk, Ladd, Laughlin, Layman, Maxwell, McCoy, Miller of Jackson, Miller of Linn, Moore, Moss, Napton, Northup, Parker, Paulsen, Pope, Powell, Price, Ricker, Short, Stafford, Strowbridge, Thomas, Weed, Williamson, and Mr. Speaker—41.

Nays—Messrs. Apperson, Blundell, Crosno, Derby, Goodnough, Hahn, Haskell, Howard, Hume, Hunter, Labrie, Paquet, Roe, Thompson, Waldo and Wilson—16.

Absent—Messrs. Morelock, Myers and Roberts—3.

So the bill passed, and there being no objection, the title of the bill stood for the title of the Act.

The committee on enrolled bills submitted the following:

#### REPORT.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
February 19, 1889. }

*Mr. Speaker:*

Your committee on enrolled bills respectfully report house bill No. 194 correctly enrolled.

S. W. CONDON,  
Chairman.

The Speaker announced he was about to sign house bill No. 194 and soon thereafter stated that he had signed it.

The Speaker submitted the following:

#### MESSAGE FROM THE SENATE.

SENATE CHAMBER, }  
SALEM, Oregon, }  
February 19, 1889. }

*Mr. Speaker:*

I am directed by the President to inform you that the senate has concurred in the house amendment to senate bill No. 3.

JOHN H. SHUPE,  
Chief Clerk.

## MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
SALEM, Oregon,  
February 19, 1889. }

*Mr. Speaker :*

I am directed by the President to inform you that he has signed house bill No. 108.

And the same is herewith transmitted to you.

JOHN H. SHUPE,  
Chief Clerk.

Mr. Powell selected senate bill No. 204, the same being in the hands of the committee on counties.

The committee on counties submitted the following:

## REPORT.

HOUSE OF REPRESENTATIVES,  
SALEM, Oregon,  
February 18, 1889. }

*Mr. Speaker :*

Your committee on counties, to whom was referred senate bill No. 204, beg leave to report that they have had the same under consideration, and would respectfully report it back to the house with the recommendation that it do pass.

C. B. CROSNO,  
Chairman.

Mr. C. G. Fisher presented a remonstrance to the bill.

Mr. Apperson moved the following amendments to senate bill No. 204:

## FIRST AMENDMENT.

Amend section 1 by striking out the words, "June, 1890, at a general election," and insert in lieu thereof the words, "April, 1889, at a special election."

## SECOND AMENDMENT.

Amend section 3 by striking out the words, "first Monday in June, 1891," and insert in lieu thereof the words, "first Monday in May, 1889."

An intensely interesting, lively and protracted discussion arose, at the close of which the amendments were adopted.



Senate bill No. 204 was read the third time.

"Shall the bill pass?"

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Crosno, Fell, Gambee, Geer, Gilbert, Gilham, Goodnough, Harrington, Haskell, Hunter, Laughlin, McCoy, Moore, Myers, Napton, Paquet, Parker, Pope, Thomas, Weed, Williamson, Wilson, and Mr. Speaker—23.

Nays—Messrs. Armstrong, Bean, Belknap, Blundell, Bowditch, Condon, Crook, Derby, Earhart, Fisher of Polk, Howard, Hume, Jennings, Kirk, Labrie, Ladd, Layman, Maxwell, Miller of Jackson, Miller of Linn, Morelock, Moss, Northup, Powell, Price, Ricker, Roberts, Roe, Short, Stafford, Strowbridge, Thompson and Waldo—33.

Absent—Messrs. Apperson, Fisher of Multnomah, Hahn and Paulsen—4.

So the bill failed to pass.

The special committee on accounts of State Treasurer, by unanimous consent, submitted the following:

#### REPORT.

SENATE CHAMBER,  
SALEM, Oregon,  
February 19, 1889. }

*Mr. President:*

Your committee appointed under house concurrent resolution No. 1 to examine the books and accounts of the State Treasurer's office, having performed the duty intrusted to it, begs to report as follows:

By such personal investigation as our other legislative duties gave us time to bestow on the subject, assisted by competent accountants, we have found the following facts:

1. We have examined all items of money received during the past two fiscal years, and compared the statement of such items contained in the Treasurer's report with the duplicate receipts given by him and filed with the Secretary of State, and find the same to agree in all points, and that the totals are correct.

2. We have given a similar examination to the disbursements, and find all moneys have been paid out on warrants issued by the Secretary of State, as provided by law, and that the said payments are all correctly stated in the report, and charged to the proper funds.

By an examination in detail of every note and mortgage in the

common school fund, university fund and agricultural college fund, we have found them all correctly reported, except that the note and mortgage of H. E. Cross for \$3,000, reported charged to the common school fund, should be charged to the agricultural college fund. The Treasurer has made the proper transfer on his books, which diminishes the balance reported to be made in the agricultural college fund \$3,000, and increases the balance in the common school fund to a corresponding amount.

3. We examined and counted the securities deposited by various foreign insurance and express companies, and find that they conform to the requirements of the law, and agree in amounts with the report of the Treasurer. We examined the various books of the department, and find the balances reported by the Treasurer to be correct and correspond with his biennial report.

4. By personal inspection and from the report of the accountants employed, we find that the business of this department has been growing enormously in the past two years, and that it will be impossible in the future for the Treasurer, with the clerical force now allowed by law, to keep the accounts and the records of his office in a business-like way, and as they ought to be kept.

As an indication of this increased volume of business, the common school fund, which two years ago was \$518,617.64 in 357 notes, is now, by reason of land sales, increased to \$1,428,071.14 in 1130 notes and mortgages. The management of this fund by rule of the board now devolves on the Treasurer, and this and the general increase of the business of the State requires more clerical aid, and we recommend the same.

All of which is respectfully submitted.

G. A. STEEL,  
C. A. COGSWELL,  
R. P. EARHART,  
H. J. BEAN,  
R. C. MILLER.

On motion of Mr. Earhart, the report was adopted.

By unanimous consent, the special committee appointed to visit and investigate the school for the blind submitted the following report which, on motion of Mr. Bowditch, was ordered printed and referred to the committee on ways and means:

## REPORT.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
February 18, 1889. }

*Mr. Speaker:*

In compliance with the requirements of house joint resolution No. 15, your committee, accompanied by a like committee appointed by the senate, to visit the Oregon school for the blind, have performed that duty, and beg leave to submit the following report:

We find that the premises are neatly kept, and that while the surroundings are quite humble and homelike, the school, under the management of the present superintendent, is in all respects creditable to the State, and that the generous provisions made for this most unfortunate class of our fellow-citizens have been faithfully applied in promoting the health, comfort and happiness of the pupils.

Too much cannot be said in commendation of both officers and teachers who are charged with the difficult task of instructing those who are deprived of one of the principal aids in obtaining knowledge to become self-reliant, and stimulating in them a desire for industrial pursuits.

Your committee are of the opinion that to unite the deaf mute and blind schools under one management would be a serious obstacle in the way of inducing parents to allow their unfortunate loved ones to accept the benefits now offered by the broad philanthropy of a generous public; and while it may appear to some that the appropriation for the support of the few now in attendance at the school for the blind is a heavy burden, have we not reason rather to rejoice that the inestimable blessing of the "light of day" has been denied to so few of our fellow creatures? When we come to compare the cost per pupil in the Oregon school for the blind with like costs in schools for the blind in some of our sister States, we find that the same is not in excess of the average of the cost in other schools, as follows: In the Alabama school for the blind the cost per pupil is \$266.66 $\frac{2}{3}$ , in Louisiana it is \$375 per pupil, in Minnesota it is \$238 per pupil, while in our own State it is about \$333.33 $\frac{1}{3}$  per pupil, showing conclusively that the average cost in our school is but very little above the average cost of pupils in the blind schools of other States. This showing is the more encouraging when we come to reflect that the facilities for the education of the blind in other States are far superior to those possessed by the school in this State.

We would therefore recommend that the annual appropriation of \$4,000, for the two years beginning January 1, 1889, as asked for by the honorable the State board of education, for salaries of officers and teachers, and the general expenses of the school, be appropriated, and that the further sum of \$1,000 for needed improvements, repairs and furnishing apparatus for industrial purposes. Total amount of appropriation recommended, \$9,000. In concluding this report your committee wish to say that they have inquired into and thoroughly investigated all charges against the management of the Oregon school for the blind, and are fully satisfied that there is no foundation for any of the complaints brought to their knowledge.

All of which is respectfully submitted.

J. M. STAFFORD,  
D. P. THOMPSON,  
J. MYERS,  
House Joint Committee.

Mr. Pope selected senate bill No. 141, which was read the first time.

Mr. Pope moved to suspend the rules and read senate bill No. 141 the second time by title only.

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Armstrong, Bean, Belknap, Blundell, Bowditch, Condon, Crosno, Derby, Earhart, Fell, Fisher of Polk, Gambee, Gilbert, Goodnough, Hahn, Harrington, Howard, Hume, Hunter, Jennings, Kirk, Labrie, Ladd, Laughlin, Layman, McCoy, Miller of Jackson, Miller of Linn, Moore, Morelock, Myers, Paquet, Parker, Paulsen, Pope, Powell, Price, Ricker, Roberts, Roe, Short, Stafford, Thomas, Waldo, Weed, Williamson, Wilson, and Mr. Speaker—48.

Nays—None.

Absent—Messrs. Apperson, Crook, Fisher of Multnomah, Geer, Gilham, Haskell, Maxwell, Moss, Napton, Northup, Strowbridge and Thompson—12.

So the rules were suspended and senate bill No. 141 was read the second time by title.

Mr. Pope moved to further suspend the rules and read senate bill No. 141 the third time now.

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Armstrong, Bean, Belknap, Blundell, Bowditch, Condon, Crosno, Derby, Earhart, Fell, Fisher of Polk, Gambee, Geer, Gilbert, Goodnough, Hahn, Harrington, Howard, Hume, Hunter, Jennings, Kirk, Labrie, Ladd, Laughlin, Layman, McCoy, Miller of Jackson, Miller of Linn, Moore, Morelock, Moss, Paulsen, Pope, Powell,

Ricker, Roberts, Roe, Short, Stafford, Strowbridge, Thomas, Waldo, Weed, Williamson, Wilson, and Mr. Speaker—47.

Nays—None.

Absent—Messrs. Apperson, Crook, Fisher of Multnomah, Gilham, Haskell, Maxwell, Myers, Napton, Northup, Paquet, Parker, Price and Thompson—13.

So the rules were suspended.

Senate bill No. 141 was read the third time.

“Shall the bill pass?”

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Armstrong, Belknap, Blundell, Bowditch, Condon, Fell, Gambee, Hahn, Harrington, Jennings, Ladd, Laughlin, Moore, Parker, Paulsen, Pope, Price, Short, Thomas and Williamson—20.

Nays—Messrs. Derby, Fisher of Polk, Fisher of Multnomah, Geer, Gilbert, Goodnough, Howard, Hume, Hunter, Kirk, Labrie, Maxwell, McCoy, Miller of Linn, Morelock, Napton, Powell, Ricker, Roberts, Roe, Stafford, Strowbridge, Thompson, Waldo, Weed, Wilson, and Mr. Speaker—27.

Absent—Messrs. Apperson, Bean, Crook, Crosno, Earhart, Gilham, Haskell, Layman, Miller of Jackson, Moss, Myers, Northup and Paquet—13.

So the bill failed to pass.

Mr. Paulsen selected house bill No. 125, which was read the third time.

“Shall the bill pass?”

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Armstrong, Fisher of Polk, Hahn, Jennings, Miller of Linn, Morelock, Paulsen, Roe, Short, and Mr. Speaker—10.

Nays—Messrs. Belknap, Bowditch, Condon, Crook, Crosno, Derby, Fell, Fisher of Multnomah, Geer, Gilbert, Gilham, Harrington, Haskell, Howard, Hume, Hunter, Kirk, Labrie, Ladd, Laughlin, Layman, Maxwell, McCoy, Moore, Myers, Napton, Northup, Paquet, Parker, Powell, Price, Ricker, Roberts, Stafford, Strowbridge, Thomas, Thompson, Waldo, Weed, Williamson and Wilson—41.

Absent—Messrs. Apperson, Bean, Blundell, Earhart, Gambee, Goodnough, Miller of Jackson, Moss and Pope—9.

So the bill failed to pass.

On motion of Mr. Hume, Messrs. Finch and Holman were excused for the evening.

The Speaker submitted the following:

## MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
SALEM, Oregon,  
February 19, 1889. }

*Mr. Speaker :*

I am directed by the President to inform you that senate bill No. 23, senate bill No. 116, senate bill No. 139, senate bill No. 206 and senate joint resolution No. 7 have been reported correctly enrolled.

And the same are herewith transmitted for your signature.

JOHN H. SHUPE,  
Chief Clerk.

The Speaker announced that he was about to sign senate bills Nos. 23, 116, 139, 206 and senate joint resolution No. 7, and soon thereafter stated that he had signed them.

Mr. Parker selected house bill No. 171, which, being in the hands of the committee on education, the following report was submitted:

## REPORT.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon,  
February 7, 1889. }

*Mr. Speaker :*

Your committee on education, to whom was referred house bill No. 171, beg leave to report that they have had the same under consideration, and would respectfully report it back to the house with the recommendation that it do pass.

J. E. BLUNDELL,  
Chairman.

House bill No. 171 was read the third time.

"Shall the bill pass?"

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Armstrong, Bean, Blundell, Condon, Crook, Crosno, Derby, Feil, Fisher of Polk, Fisher of Multnomah, Gambia, Geer, Gilbert, Gilham, Goodnough, Hahn, Harrington, Haskell, Howard, Hume, Hunter, Jennings, Kirk, Labrie, Ladd, Laughlin, Layman, McCoy, Miller of Jackson, Moore, Moss, Myers, Napton, Northup, Parker, Pope, Powell, Price, Ricker, Roe, Short, Stafford, Stowbridge, Thomas, Thompson, Waldo, Weed, Williamson, Wilson, and Mr. Speaker—50.

Nays—Mr. Paulsen.

Absent—Messrs. Apperson, Belknap, Bowditch, Earhart, Maxwell, Miller of Linn, Morelock, Paquet and Roberts—9.

So the bill passed, and there being no objection, the title of the bill stood as the title of the Act.

Mr. Harrington was called to the chair.

Mr. Powell was excused for the evening.

Mr. Paquet selected senate bill No. 191, which was read the first time.

Mr. J. J. Fisher moved to suspend the rules and read senate bill No. 191 the second time by title only.

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Armstrong, Bean, Belknap, Blundell, Condon, Crosno, Derby, Fell, Fisher of Polk, Fisher of Multnomah, Gambee, Geer, Gilbert, Gilham, Goodnough, Hahn, Harrington, Haskell, Howard, Hume, Hunter, Labrie, Ladd, Laughlin, Layman, Maxwell, McCoy, Miller of Linn, Morelock, Moss, Napton, Northup, Paquet, Parker, Paulsen, Pope, Price, Ricker, Roe, Short, Stafford, Strowbridge, Thomas, Waldo, Weed, Williamson, Wilson, and Mr. Speaker—48.

Nays—None.

Absent—Messrs. Apperson, Bowditch, Crook, Earhart, Jennings, Kirk, Miller of Jackson, Moore, Myers, Powell, Roberts and Thompson—12.

So the rules were suspended and senate bill No. 191 was read the second time by title.

Mr. Paquet moved to suspend the rules and read senate bill No. 191 the third time now.

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Armstrong, Bean, Belknap, Blundell, Condon, Crook, Crosno, Derby, Fell, Fisher of Polk, Fisher of Multnomah, Gambee, Geer, Gilbert, Gilham, Goodnough, Hahn, Harrington, Haskell, Hume, Hunter, Kirk, Labrie, Ladd, Laughlin, Layman, Maxwell, McCoy, Miller of Linn, Moore, Morelock, Moss, Myers, Napton, Northup, Paquet, Parker, Paulsen, Pope, Price, Roe, Short, Stafford, Strowbridge, Thomas, Thompson, Waldo, Weed and Williamson—49.

Nays—None.

Absent—Messrs. Apperson, Bowditch, Earhart, Howard, Jennings, Miller of Jackson, Powell, Ricker, Roberts, Wilson, and Mr. Speaker—11.

So the rules were suspended.

Senate bill No. 191 was read the third time.

“Shall the bill pass?”

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Armstrong, Bean, Belknap, Blundell, Condon, Crosno, Derby, Fell, Fisher of Polk, Fisher of Multnomah, Gambee, Geer, Gilbert, Gilham, Goodnough, Hahn, Harrington, Haskell, Hume, Hunter, Kirk, Ladd, Laughlin, Maxwell, McCoy, Moore, Northup, Paquet, Parker, Pope, Roe, Short, Strowbridge, Thomas, Thompson, Weed, Williamson and Wilson—38.

Nays—Messrs. Jennings, Labrie, Layman, Miller of Linn, Morelock, Napton, Paulsen, Stafford and Waldo—9.

Absent—Messrs. Apperson, Bowditch, Crook, Earhart, Howard, Miller of Jackson, Moss, Myers, Powell, Price, Ricker, Roberts, and Mr. Speaker—13.

So the bill passed.

Mr. Northup selected senate bill No. 6, which, being in the hands of the committee on claims, the committee submitted the following:

#### REPORT.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
February 19, 1889. }

*Mr. Speaker:*

Your committee on claims, to whom was referred senate bill No. 6, beg leave to report that they have had the same under consideration, and would respectfully report it back to the house with the recommendation that it do pass.

W. B. GILBERT,  
Chairman.

Mr. Bean asked unanimous consent to amend the bill as follows: Strike out the words "Joel J." in line 2, printed bill, and insert in lieu thereof the words "the heirs of A.;" and insert after the word "Hembree," in said line, the words "to be paid to the administrator of said A. Hembree."

Objection was made, whereupon Mr. Bean moved that the bill be recommitted with instructions to amend the bill specifically as stated in his motion.

After a heated discussion, Mr. Wilson moved the previous question, which prevailed.

The motion being put on the question to refer, it was carried.

The hour of 5 o'clock having arrived, the house adjourned.



## EVENING SESSION.

The house was called to order at 7:30 o'clock P. M., Mr. Speaker in the chair.

The roll was called, and the absentees were Messrs. Bean, Blundell, Bowditch, Crook, Geer, Moss and Williamson.

The committee on enrolled bills submitted the following:

## REPORT.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
February 19, 1889. }

*Mr. Speaker:*

Your committee on enrolled bills, to whom was referred house bills Nos. 157 and 126, beg leave to report the same back to the house as correctly enrolled.

S. W. CONDON,  
Chairman.

The Chair announced the following committee on mileage, to-wit: Messrs. Pope, Fell and Napton.

The Chair announced that he was about to sign house bills Nos. 157 and 126, and soon thereafter stated that he had signed them.

The Speaker submitted the following:

## MESSAGE FROM THE SENATE.

SENATE CHAMBER, }  
SALEM, Oregon, }  
February 18, 1889. }

*Mr. Speaker:*

I am directed by the President to inform you that the senate has passed house bill No. 223.

And the same is herewith transmitted to you for enrollment.

JOHN H. SHUPE,  
Chief Clerk.

## MESSAGE FROM THE SENATE.

SENATE CHAMBER, }  
SALEM, Oregon, }  
February 19, 1889. }

*Mr. Speaker:*

I am directed by the President to inform you that the senate

has passed senate bill No. 208, being a bill for an Act to fix the terms of the circuit court for the seventh judicial district.

And the same is herewith transmitted for the consideration of the house.

JOHN H. SHUPE,  
Chief Clerk.

Passed to first reading.

MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
SALEM, Oregon,  
February 19, 1889. }

*Mr. Speaker :*

I am directed by the President to inform you that the senate has passed senate bill No. 75, notwithstanding the objections and veto of the Governor, and that the President has signed the same.

And the same is herewith transmitted for the consideration of the house.

JOHN H. SHUPE,  
Chief Clerk.

VETO MESSAGE.

STATE OF OREGON,  
EXECUTIVE DEPARTMENT,  
SALEM, February 19, 1889. }

*To the Honorable the Senate of Oregon :*

I herewith return senate bill No. 75 with my dissent. This is a bill for an Act amendatory of the railroad commission law, which was approved February 18, 1887. The amendments proposed in the bill herewith returned consist simply in the enlargement of the number of the commission, without providing for any enlargement of the powers. It provides, also, that the commission shall be elected by the legislative assembly, instead of being appointed by the Governor, and omits that clause of the law of 1887 which provides that the Governor may remove any commissioner for cause. The board consisting, under the law as it now stands, of two commissioners and a clerk, the compensation of whom amounted to \$7,500 per annum, had not really enough work to do, owing to the prescribed limitation of its powers, to keep one man in healthy, steady employment, and there is no reason why the taxpayers of Oregon should be burdened with the expenditure of \$2,500 more for the employment of another commissioner, who will really have nothing

to do but to draw his salary quarterly, when but for this unaccountable benefaction of the legislature of Oregon he might be able to earn an honest living on a farm or in a workshop. The omission from the bill under consideration of the granting of the power of removal by the Governor is an unwise omission. Under the existing law the Governor removed the two commissioners for the reason that after their attention had been called to the mandatory provision of the law, which required that in their biennial report to the legislative assembly they should report "particularly what changes in the classification of freight, or what changes in the rates of freight or fares are advisable or necessary," they had failed to comply with such mandatory provision, and had made their report, in which they entirely disregarded that specific mandate of the law. Senate bill No. 75 strips the Governor of the power of removal, and leaves the commissioners free to follow the footsteps of their predecessors "with the simple power to investigate, make recommendations, and report to the legislature" merely such tables in regard to the railroads as the previous law, approved February 26, 1885, had compelled the various railroads to file in the office of the Secretary of State, thus relieving the entire board and its clerk of all work except the onerous work of drawing their salaries quarterly and riding on free passes all over the State. There is another serious objection to the bill. Under our system of State government, it is the legislative prerogative to make the laws, and it is the executive function to enforce the laws. If, however, the legislature can, as is proposed in this bill, create a commission of its own appointment, to enforce the laws of its own enactment in regard to the railroads of this State, it can create commissions in regard to any and all other matters of State control, and thereby entirely rob, if it so chooses, both the executive and judicial branches of the State government of all their prescribed powers. This usurpation of power by one of the departments of the State government would lead to the practical subversion of our free institutions. Under the law as it now stands, with the powers of the commission defined as it has been by a decision of the supreme court of the State, one commissioner, without any clerk, would have been all that could possibly find employment, and this bill, which adds to the number of the commission without in the least enlarging its powers, is too much like offering a stone to the people of this State, who have been justly clamoring for bread. I veto the bill.

SYLVESTER PENNOYER,  
Governor.

On motion of Mr. Thompson, further consideration of the Gov-

ernor's message was made the special order for to-morrow at 10 A. M.

Mr. Geer moved that 500 copies of the Governor's message be printed.

Lost.

Mr. Napton selected senate bill No. 132, and moved to suspend the rules and read it the second time by title.

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Bowditch, Gambee, Gilham, Hahn, Haskell, Hunter, Miller of Jackson, Miller of Linn, Moss, Napton, Roberts, Roe, Stafford, Waldo, Weed, and Mr. Speaker—16.

Nays—Messrs. Apperson, Armstrong, Bean, Belknap, Blundell, Condon, Crosno, Derby, Earhart, Fell, Fisher of Polk, Fisher of Multnomah, Geer, Gilbert, Goodnough, Harrington, Howard, Hume, Jennings, Kirk, Labrie, Ladd, Laughlin, Layman, McCoy, Moore, Myers, Northup, Parker, Paulsen, Pope, Powell, Ricker, Short, Strowbridge, Thomas, Thompson, Williamson and Wilson—39.

Absent—Messrs. Crook, Maxwell, Morelock, Paquet and Price—5.

So the house refused to suspend the rules.

Mr. Myers' name was passed without prejudice.

Mr. Moss selected senate bill No. 118, and moved to suspend the rules and read it the first time by title.

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Armstrong, Bean, Blundell, Bowditch, Condon, Crosno, Derby, Fell, Fisher of Polk, Fisher of Multnomah, Gambee, Geer, Gilbert, Gilham, Goodnough, Hahn, Haskell, Howard, Hunter, Jennings, Labrie, Laughlin, Layman, McCoy, Miller of Jackson, Miller of Linn, Moore, Moss, Myers, Northup, Paquet, Parker, Powell, Price, Ricker, Roberts, Stafford, Thomas, Waldo, Weed, Williamson, Wilson, and Mr. Speaker—47.

Nays—Messrs. Apperson, Harrington, Hume, Napton, Paulsen, Pope, Short and Thompson—8.

Absent—Messrs. Belknap, Crook, Earhart, Kirk, Ladd, Maxwell, Morelock, Roe and Strowbridge—9.

So the rules were suspended and the bill was read the first time by title.

Mr. Moss moved to further suspend the rules and read senate bill No. 118 the second time by title.

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Armstrong, Bean, Blundell, Bowditch, Condon, Crosno, Derby, Fisher of Polk, Fisher of Multnomah, Gambee, Geer, Gilham,

Hahn, Haskell, Hunter, Jennings, Labrie, Laughlin, Layman, Maxwell, McCoy, Miller of Jackson, Miller of Linn, Moore, Moss, Myers, Napton, Parker, Powell, Ricker, Stafford, Strowbridge, Thomas, Waldo, Weed, Wilson, and Mr. Speaker—37.

Nays—Messrs. Fell, Gilbert, Goodnough, Harrington, Howard, Hume, Ladd, Northup, Paquet, Pope, Short and Thompson—12.

Absent—Messrs. Apperson, Belknap, Crook, Earhart, Kirk, Morelock, Paulsen, Price, Roberts, Roe and Williamson—11.

So the house refused to suspend the rules.

The Chair submitted the following:

#### MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
SALEM, Oregon,  
February 19, 1889. }

*Mr. Speaker:*

I am directed by the President to inform you that senate bills Nos. 5, 53, 56, 70 and 126 have been reported correctly enrolled.

And the same are herewith transmitted for your signature.

JOHN H. SHUPE,  
Chief Clerk.

The Speaker announced that he was about to sign senate bills Nos. 5, 53, 56, 70 and 126, and soon thereafter stated that he had signed them.

Mr. Morelock selected senate bill No. 135, and moved that the rules be suspended and read senate bill No. 135 the first time by title.

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Armstrong, Bean, Bowditch, Condon, Crosno, Derby, Earhart, Fell, Fisher of Polk, Fisher of Multnomah, Gambee, Geer, Gilbert, Gilham, Goodnough, Hahn, Harrington, Haskell, Howard, Hume, Hunter, Jennings, Kirk, Labrie, Ladd, Laughlin, Layman, Maxwell, McCoy, Miller of Jackson, Miller of Linn, Moore, Morelock, Myers, Napton, Northup, Parker, Paulsen, Pope, Powell, Price, Ricker, Roe, Short, Stafford, Strowbridge, Thomas, Waldo, Weed, Williamson, Wilson, and Mr. Speaker—52.

Nays—None.

Absent—Messrs. Apperson, Belknap, Blundell, Crook, Moss, Paquet, Roberts and Thompson—8.

So the rules were suspended and senate bill No. 135 was read the first time by title.

Mr. Morelock moved to suspend the rules and read senate bill No. 135 the second time by title.

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Apperson, Armstrong, Bean, Bowditch, Condon, Crosno, Derby, Fell, Fisher of Polk, Fisher of Multnomah, Gambée, Gilbert, Gilham, Goodnough, Hahn, Harrington, Haskell, Howard, Hume, Hunter, Jennings, Kirk, Labrie, Ladd, Laughlin, Layman, Maxwell, McCoy, Miller of Jackson, Miller of Linn, Moore, Morelock, Moss, Myers, Napton, Northup, Paquet, Parker, Paulsen, Pope, Powell, Price, Ricker, Roberts, Roe, Short, Stafford, Strowbridge, Thomas, Thompson, Waldo, Weed, Williamson, Wilson, and Mr. Speaker—55.

Nays—None.

Absent—Messrs. Belknap, Blundell, Crook, Earhart and Geer—5.

So the rules were suspended and senate bill No. 135 was read the second time by title.

Mr. Ricker moved to suspend the rules and read senate bill No. 135 the third time now.

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Apperson, Armstrong, Bean, Bowditch, Condon, Crosno, Derby, Fell, Fisher of Polk, Gambée, Gilbert, Gilham, Goodnough, Hahn, Harrington, Haskell, Howard, Hume, Hunter, Jennings, Labrie, Ladd, Laughlin, Layman, McCoy, Miller of Jackson, Miller of Linn, Moore, Morelock, Myers, Napton, Northup, Paquet, Parker, Paulsen, Pope, Powell, Price, Ricker, Roberts, Roe, Short, Stafford, Strowbridge, Thomas, Waldo, Weed, Williamson, Wilson, and Mr. Speaker—50.

Nays—Messrs. Moss and Thompson—2.

Absent—Messrs. Belknap, Blundell, Crook, Earhart, Fisher of Multnomah, Geer, Kirk and Maxwell—8.

So the rules were suspended.

Mr. Hume was granted leave of absence for the evening.

Senate bill No. 135 was read the third time.

"Shall the bill pass?"

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Apperson, Armstrong, Bean, Blundell, Bowditch, Condon, Crosno, Derby, Earhart, Fell, Fisher of Polk, Fisher of Multnomah, Geer, Gilbert, Gilham, Harrington, Haskell, Howard, Jennings, Kirk, Labrie, Ladd, Laughlin, Layman, Maxwell, McCoy, Miller of Jackson, Miller of Linn, Moore, Morelock, Myers, Northup, Paquet, Paulsen, Pope, Powell, Price, Ricker, Roberts, Roe, Strowbridge, Thomas, Weed, Wilson, and Mr. Speaker—46.

Nays—Messrs. Gambee, Hahn, Hunter, Moss, Napton, Parker, Stafford, Thompson and Waldo—8.

Absent—Messrs. Belknap, Crook, Goodnough, Hume, Short and Williamson—6.

So the bill passed.

The Speaker submitted the following:

MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
SALEM, Oregon,  
February 19, 1889. }

*Mr. Speaker :*

I am directed by the President to inform you that he has signed house bill No. 194.

And the same is herewith transmitted to you.

JOHN H. SHUPE,  
Chief Clerk.

MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
SALEM, Oregon,  
February 19, 1889. }

*Mr. Speaker :*

I am directed by the President to inform you that the senate has passed house bill No. 226.

And the same is herewith transmitted for enrollment.

JOHN H. SHUPE,  
Chief Clerk.

MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
SALEM, Oregon,  
February 19, 1889. }

*Mr. Speaker :*

I am directed by the President to inform you that the senate has passed house bill No. 195, with the amendments thereto attached.

And the same is herewith transmitted to you for the consideration of the house and enrollment.

JOHN H. SHUPE,  
Chief Clerk.

FIRST AMENDMENT.

Strike out the following portion of section 28, page 11, subdivision 1, to-wit:

*"Provided, No deductions for indebtedness shall be made from any assessment upon any person or property for city purposes."*

#### SECOND AMENDMENT.

Also add after the word "Sellwood," in section 28, page 13, line 20, subdivision 5:

*"Provided, That no license shall be issued for the sale of spirituous, vinous or malt liquors for a less sum than that prescribed by the general laws of the State in force at the time of the issuance of the same."*

#### THIRD AMENDMENT.

Also amend section 33, on page 25, by adding to line 12, "for ten days prior to the day assigned."

#### FOURTH AMENDMENT.

Amend section 39, on page 33, by striking out all of section 39 after the word "benefits," in line 16, on said page.

On motion of Mr. Thompson, the house concurred in the amendments.

Mr. Moore selected senate bill No. 90, which was read the first time.

Mr. Moore moved to suspend the rules and read senate bill No. 90 the second time by title now.

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Armstrong, Bean, Blundell, Condon, Crosno, Derby, Fell, Fisher of Polk, Fisher of Multnomah, Gambec, Geer, Gilbert, Gilham, Hahn, Haskell, Howard, Hunter, Jennings, Labrie, Ladd, Laughlin, Layman, McCoy, Miller of Jackson, Moore, Morelock, Moss, Paquet, Parker, Paulsen, Pope, Powell, Ricker, Roberts, Roe, Stafford, Strowbridge, Thomas, Thompson, Waldo, Weed, Wilson, and Mr. Speaker—43.

Nays—Mr. Napton.

Absent—Messrs. Apperson, Belknap, Bowditch, Crook, Earhart, Goodnough, Harrington, Hume, Kirk, Maxwell, Miller of Linn, Myers, Northup, Price, Short and Williamson—16.

So the rules were suspended and senate bill No. 90 was read the second time by title.

Mr. Short was excused for the evening.

Mr. Moore moved to suspend the rules and read senate bill No. 90 the third time now.



On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Armstrong, Bean, Blundell, Condon, Crosno, Derby, Fell, Fisher of Polk, Fisher of Multnomah, Gambee, Geer, Gilbert, Gilham, Hahn, Harrington, Haskell, Howard, Hunter, Jennings, Labrie, Ladd, Laughlin, Layman, Maxwell, McCoy, Miller of Jackson, Miller of Linn, Moore, Morelock, Moss, Myers, Napton, Paquet, Parker, Paulsen, Pope, Powell, Ricker, Roberts, Roe, Stafford, Strowbridge, Thomas, Thompson, Waldo, Weed, Wilson, and Mr. Speaker—48.

Nays—None.

Absent—Messrs. Apperson, Belknap, Bowditch, Crook, Earhart, Goodnough, Hume, Kirk, Northup, Price, Short and Williamson—12. So the rules were suspended.

Senate bill No. 90 was read the third time.

“Shall the bill pass?”

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Armstrong, Bean, Blundell, Bowditch, Condon, Crosno, Derby, Fell, Fisher of Polk, Fisher of Multnomah, Gambee, Geer, Gilbert, Gilham, Hahn, Harrington, Haskell, Hunter, Jennings, Labrie, Ladd, Laughlin, Layman, Maxwell, McCoy, Miller of Jackson, Miller of Linn, Moore, Morelock, Myers, Paquet, Parker, Paulsen, Pope, Powell, Price, Ricker, Roberts, Roe, Stafford, Strowbridge, Thomas, Thompson, Waldo, Weed, Wilson, and Mr. Speaker—47.

Nays—Mr. Napton.

Absent—Messrs. Apperson, Belknap, Crook, Earhart, Goodnough, Howard, Hume, Kirk, Moss, Northup, Short and Williamson—12. So the bill passed.

The name of Mr. R. C. Miller was passed without prejudice.

Mr. Miller of Jackson selected senate bill No. 152, which was read the first time.

Mr. Miller moved to suspend the rules and read senate bill No. 152 the second time by title.

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Armstrong, Bean, Blundell, Bowditch, Condon, Derby, Fell, Fisher of Polk, Fisher of Multnomah, Gambee, Geer, Gilham, Hahn, Harrington, Haskell, Howard, Hunter, Jennings, Kirk, Labrie, Laughlin, Layman, Maxwell, McCoy, Miller of Jackson, Moore, Morelock, Napton, Paquet, Parker, Paulsen, Pope, Powell, Price, Ricker, Roberts, Stafford, Strowbridge, Thomas, Thompson, Waldo, Weed, Wilson, and Mr. Speaker—44.

Nays—None.

Absent—Messrs. Apperson, Belknap, Crook, Crosno, Earhart, Gilbert, Goodnough, Hume, Ladd, Miller of Linn, Moss, Myers, Northup, Roe, Short and Williamson—16.

So the rules were suspended and senate bill No. 152 was read the second time by title.

Mr. Miller moved to suspend the rules and read senate bill No. 152 the third time now.

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Armstrong, Bean, Blundell, Bowditch, Condon, Derby, Fell, Fisher of Polk, Fisher of Multnomah, Gambee, Gilbert, Gilham, Hahn, Haskell, Howard, Hunter, Jennings, Kirk, Labrie, Laughlin, Layman, Maxwell, McCoy, Miller of Jackson, Miller of Linn, Moore, Morelock, Moss, Napton, Northup, Paquet, Parker, Paulsen, Pope, Powell, Price, Ricker, Roe, Stafford, Strowbridge, Thomas, Thompson, Waldo, Weed, Wilson, and Mr. Speaker—46.

Nays—None.

Absent—Messrs. Apperson, Belknap, Crook, Crosno, Earhart, Geer, Goodnough, Harrington, Hume, Ladd, Myers, Roberts, Short and Williamson—14.

So the rules were suspended.

Senate bill No. 152 was read the third time.

Mr. Miller of Jackson submitted a communication from the county clerk of Jackson county, which was read.

“Shall the bill pass?”

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Bowditch, Fell, Fisher of Polk, Gambee, Hahn, Howard, Kirk, Maxwell, McCoy, Miller of Jackson, Miller of Linn, Myers, Napton, Northup, Paquet, Parker, Powell, Price, Roe, Strowbridge, Thomas and Williamson—22.

Nays—Messrs. Armstrong, Belknap, Blundell, Condon, Derby, Fisher of Multnomah, Gilbert, Harrington, Haskell, Hunter, Jennings, Labrie, Laughlin, Layman, Moore, Morelock, Paulsen, Ricker, Stafford, Thompson, Waldo, Weed and Wilson—23.

Absent—Messrs. Apperson, Bean, Crook, Crosno, Earhart, Geer, Gilham, Goodnough, Hume, Ladd, Moss, Pope, Roberts, Short, and Mr. Speaker—15.

So the bill failed to pass.

Mr. Gilbert was called to the chair.

Mr. McCoy selected house bill No. 203, which was read the third time.

“Shall the bill pass?”

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Armstrong, Bean, Belknap, Derby, Fell, Fisher of Polk, Fisher of Multnomah, Geer, Gilbert, Hahn, Harrington, Haskell, Hunter, Ladd, Laughlin, Layman, Maxwell, McCoy, Miller of Jackson, Moore, Northup, Paquet, Parker, Powell, Price, Ricker, Stafford, Strowbridge, Thomas, Waldo, Weed, Williamson, Wilson, and Mr. Speaker—35.

Nays—Messrs. Jennings, Labrie, Miller of Linn, Morelock, Napton and Paulsen—6.

Absent—Messrs. Apperson, Blundell, Bowditch, Condon, Crook, Crosno, Earhart, Gambee, Gilham, Goodnough, Howard, Hume, Kirk, Moss, Myers, Pope, Roberts, Roe, Short and Thompson—19.

So the bill passed, and there being no objection, the title of the bill stood for the title of the Act.

Mr. Maxwell selected house bill No. 206, which was read the third time.

“Shall the bill pass?”

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Armstrong, Bean, Belknap, Crosno, Derby, Fisher of Polk, Fisher of Multnomah, Gambee, Geer, Gilbert, Gilham, Goodnough, Hahn, Harrington, Haskell, Howard, Hunter, Jennings, Kirk, Labrie, Ladd, Laughlin, Layman, Maxwell, Miller of Jackson, Miller of Linn, Moore, Morelock, Northup, Parker, Paulsen, Pope, Powell, Price, Ricker, Roe, Stafford, Strowbridge, Thomas, Waldo, Weed, Williamson, Wilson, and Mr. Speaker—44.

Nays—None.

Absent—Messrs. Apperson, Blundell, Bowditch, Condon, Crook, Earhart, Fell, Hume, McCoy, Moss, Myers, Napton, Paquet, Roberts, Short and Thompson—16.

So the bill passed, and there being no objection, the title of the bill stood as the title of the Act.

Mr. Northup was excused for the evening.

The Speaker resumed the chair.

Mr. Layman selected, by request, house bill No. 205, which was read the third time.

“Shall the bill pass?”

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Armstrong, Belknap, Blundell, Condon, Derby, Fisher of Polk, Fisher of Multnomah, Gambee, Geer, Gilbert, Goodnough, Hahn, Harrington, Haskell, Howard, Hunter, Jennings, Labrie, Ladd, Laughlin, Layman, Maxwell, McCoy, Miller of Jackson, Miller of Linn, Moore, Morelock, Moss, Napton, Paquet, Parker, Paulsen,

Pope, Powell, Ricker, Roberts, Roe, Stafford, Strowbridge, Thomas, Waldo, Williamson, Wilson, and Mr. Speaker—44.

Nays—None.

Absent—Messrs. Apperson, Bean, Bowditch, Crook, Crosno, Earhart, Fell, Gilham, Hume, Kirk, Myers, Northup, Price, Short, Thompson and Weed—16.

So the bill passed, and there being no objection, the title of the bill stood for the title of the Act.

By unanimous consent, Mr. Wilson called up house bill No. 204, which was read the third time.

"Shall the bill pass?"

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Armstrong, Bean, Blundell, Condon, Crosno, Derby, Fisher of Polk, Fisher of Multnomah, Gambee, Geer, Gilbert, Gilham, Goodnough, Hahn, Harrington, Haskell, Howard, Jennings, Kirk, Labrie, Ladd, Laughlin, Layman, Maxwell, McCoy, Miller of Jackson, Moore, Moss, Myers, Paquet, Parker, Paulsen, Pope, Powell, Price, Ricker, Roberts, Roe, Stafford, Strowbridge, Thomas, Thompson, Waldo, Williamson, Wilson, and Mr. Speaker—46.

Nays—None.

Absent—Messrs. Apperson, Belknap, Bowditch, Crook, Earhart, Fell, Hume, Hunter, Miller of Linn, Morelock, Napton, Northup, Short and Weed—14.

So the bill passed, and there being no objection, the title of the bill stood as the title of the Act.

Mr. Armstrong gave notice that on to-morrow he would move to reconsider the vote by which senate bill No. 152 was lost.

The Chair submitted the following:

#### MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
SALEM, Oregon,  
February 19, 1889. }

*Mr. Speaker:*

I am directed by the President to inform you that the senate has passed senate bill No. 161, being a bill for an Act to re-locate the county seat of Union county, Oregon.

And the same is herewith transmitted to you for the consideration of the house.

JOHN H. SHUPE,  
Chief Clerk.

Senate bill No. 161 passed to first reading.

On motion of Mr. C. G. Fisher, the house adjourned.

WEDNESDAY, FEBRUARY 20, 1889.

MORNING SESSION.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
February 20, 1889. }

House called to order at 9:30 o'clock A. M., Mr. Speaker in the chair.

Roll was called, and Messrs. Bowditch, Gilham, Haskell, McCoy and Napton were absent.

On motion of Mr. Bean, the reading of the journal was dispensed with.

The committee on enrolled bills submitted the following:

REPORT.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
February 20, 1889. }

*Mr. Speaker:*

Your committee on enrolled bills, to whom was referred house bill No. 5, beg leave to report the same back to the house as correctly enrolled.

S. W. CONDON,  
Chairman.

REPORT.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
February 20, 1889. }

*Mr. Speaker:*

Your committee on enrolled bills, to whom was referred house bill No. 64, beg leave to report the same back to the house as correctly enrolled.

S. W. CONDON,  
Chairman.

The Speaker announced that he was about to sign house bills Nos. 64 and 5, and soon thereafter stated that he had signed them.

Mr. Thomas selected senate bill No. 103.

Mr. Thomas moved to suspend the rules and read senate bill No. 103 the first time by title only.

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Apperson, Bean, Belknap, Blundell, Condon, Crosno, Derby, Fell, Fisher of Polk, Fisher of Multnomah, Gambee, Geer, Gilbert, Gilham, Goodnough, Hahn, Harrington, Howard, Hunter, Jennings, Kirk, Labrie, Ladd, Laughlin, Layman, Maxwell, Miller of Jackson, Miller of Linn, Moore, Morelock, Moss, Myers, Napton, Northup, Paquet, Parker, Paulsen, Pope, Powell, Price, Ricker, Roberts, Roe, Short, Stafford, Strowbridge, Thomas, Thompson, Waldo, Weed, Williamson, Wilson, and Mr. Speaker—53.

Nays—Mr. Armstrong.

Absent—Messrs. Bowditch, Crook, Earhart, Haskell, Hume and McCoy—6.

So the rules were suspended and the bill was read the first time by title.

Mr. Thomas moved to further suspend the rules and read senate bill No. 103 the second time by title now.

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Bean, Belknap, Blundell, Condon, Derby, Fisher of Multnomah, Gambee, Geer, Gilham, Goodnough, Hahn, Howard, Hunter, Jennings, Labrie, Laughlin, Layman, McCoy, Miller of Jackson, Moore, Morelock, Myers, Napton, Paquet, Pope, Price, Ricker, Roe, Short, Stafford, Strowbridge, Thomas, Thompson, Waldo, Williamson, Wilson, and Mr. Speaker—37.

Nays—Messrs. Apperson, Armstrong, Crook, Fisher of Polk, Harrington, Kirk, Ladd, Maxwell, Miller of Linn, Northup, Parker, Roberts and Weed—13.

Absent—Messrs. Bowditch, Crosno, Earhart, Fell, Gilbert, Haskell, Hume, Moss, Paulsen and Powell—10.

So the house refused to suspend the rules.

Mr. Maxwell moved to reconsider the vote by which senate bill No. 141 was lost.

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Armstrong, Bean, Belknap, Blundell, Crook, Derby, Fell, Fisher of Polk, Fisher of Multnomah, Geer, Gilham, Goodnough, Hahn, Haskell, Hunter, Jennings, Kirk, Labrie, Ladd, Laughlin, Layman, Maxwell, McCoy, Miller of Linn, Moore, Morelock, Northup, Parker, Paulsen, Powell, Ricker, Roe, Short, Strowbridge, Thomas, Thompson, Weed and Williamson—38.

Nays—Messrs. Bowditch, Condon, Gilbert, Howard, Roberts, Stafford, Wilson, and Mr. Speaker—8.

Absent—Messrs. Apperson, Crosno, Earhart, Gambee, Harrington,

ton, Hume, Miller of Jackson, Moss, Myers, Napton, Paquet, Pope, Price and Waldo—14.

So the house reconsidered the vote by which senate bill No. 141 was lost.

"Shall the bill pass?"

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Apperson, Armstrong, Belknap, Blundell, Condon, Crook, Derby, Fell, Fisher of Polk, Fisher of Multnomah, Geer, Gilham, Goodnough, Hahn, Haskell, Hume, Jennings, Labrie, Ladd, Laughlin, Layman, Maxwell, Miller of Jackson, Miller of Linn, Moore, Morelock, Moss, Myers, Napton, Northup, Paulsen, Pope, Powell, Ricker, Roe, Short, Strowbridge, Thomas, Thompson, Weed and Williamson—41.

Nays—Messrs. Bean, Bowditch, Crosno, Gambee, Gilbert, Harrington, Howard, Hunter, Kirk, McCoy, Paquet, Parker, Price, Roberts, Stafford, Waldo, Wilson, and Mr. Speaker—18.

Absent—Mr. Earhart.

So the bill passed.

Mr. Roe selected senate bill No. 161, which was read the first time.

Mr. Roe moved to suspend the rules and read senate bill No. 161 the second time by title.

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Apperson, Bean, Belknap, Blundell, Condon, Crosno, Derby, Fell, Fisher of Polk, Fisher of Multnomah, Gambee, Gilham, Goodnough, Hahn, Harrington, Haskell, Howard, Hunter, Jennings, Kirk, Labrie, Ladd, Laughlin, Layman, McCoy, Miller of Jackson, Miller of Linn, Moore, Morelock, Moss, Myers, Napton, Northup, Paquet, Parker, Paulsen, Pope, Powell, Price, Ricker, Roberts, Roe, Short, Stafford, Strowbridge, Thomas, Thompson, Waldo, Weed, Williamson, and Mr. Speaker—51.

Nays—Mr. Wilson.

Absent—Messrs. Armstrong, Bowditch, Crook, Earhart, Geer, Gilbert, Hume and Maxwell—8.

So the rules were suspended and senate bill No. 161 was read the second time by title.

Mr. Apperson moved to suspend the rules and read the third time now.

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Apperson, Bean, Belknap, Blundell, Condon, Crosno, Derby, Fell, Fisher of Polk, Fisher of Multnomah, Gambee, Gilbert,

Gilham, Hahn, Harrington, Haskell, Howard, Hunter, Jennings, Kirk, Labrie, Ladd, Laughlin, Maxwell, McCoy, Miller of Jackson, Miller of Linn, Moore, Morelock, Napton, Northup, Paquet, Parker, Paulsen, Pope, Powell, Price, Ricker, Roberts, Roe, Stafford, Strowbridge, Thomas, Thompson, Waldo, Weed, Williamson, Wilson, and Mr. Speaker—50.

Nays—Messrs. Armstrong, Goodnough, Layman, Moss and Short—4.

Absent—Messrs. Bowditch, Crook, Earhart, Geer, Hume and Myers—6.

So the rules were suspended.

Mr. Goodnough moved to refer to committee on commerce.

Mr. Gilbert amended "with leave to report at any time."

Amendment accepted.

Motion as amended was lost.

Senate bill No. 161 was read the third time.

"Shall the bill pass?"

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Apperson, Belknap, Condon, Crosno, Derby, Earhart, Fell, Fisher of Multnomah, Gambee, Gilham, Hahn, Harrington, Haskell, Howard, Hunter, Jennings, Labrie, Ladd, Laughlin, Maxwell, McCoy, Miller of Jackson, Moore, Myers, Northup, Paquet, Parker, Paulsen, Pope, Powell, Ricker, Roberts, Roe, Strowbridge, Thomas, Weed, Williamson, and Mr. Speaker—38.

Nays—Messrs. Armstrong, Bean, Bowditch, Crook, Fisher of Polk, Gilbert, Goodnough, Hume, Kirk, Layman, Miller of Linn, Morelock, Moss, Napton, Price, Short, Stafford, Thompson, Waldo and Wilson—20.

Absent—Messrs. Blundell and Geer—2.

So the bill passed.

Mr. Goodnough was granted leave of absence until to-morrow.

The hour having arrived for the special order of business, the house proceeded to the reconsideration of senate bill No. 75.

The message of the Governor was read, also senate bill No. 75.

Mr. Kirk demanded a call of the house.

The roll was called, and the members were all present except Mr. Goodnough, who had previously been excused.

The Chair stated the question to be:

"Shall the bill pass, notwithstanding the objections and veto of the Governor?"

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Apperson, Bean, Belknap, Blundell, Bowditch, Condon,



Crook, Crosno, Derby, Earhart, Fell, Fisher of Polk, Fisher of Multnomah, Geer, Gilbert, Gilham, Harrington, Haskell, Howard, Hume, Hunter, Jennings, Kirk, Labrie, Ladd, Laughlin, Maxwell, McCov, Moore, Morelock, Northup, Paquet, Parker, Paulsen, Pope, Powell, Price, Ricker, Roberts, Roe, Short, Strowbridge, Thomas, Thompson, Weed, Williamson, and Mr. Speaker—47.

Nays—Messrs. Armstrong, Gambee, Hahn, Layman, Miller of Jackson, Miller of Linn, Moss, Myers, Napton, Stafford, Waldo and Wilson—12.

Absent—Mr. Goodnough.

So the bill passed, notwithstanding the objections and veto of the Governor.

The Speaker submitted the following:

#### MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
SALEM, Oregon,  
February 19, 1889. }

*Mr. Speaker :*

I am directed by the President to inform you that he has signed house bill No. 157 and house bill No. 126.

And the same are herewith returned.

JOHN H. SHUPE,  
Chief Clerk.

#### MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
SALEM, Oregon,  
February 19, 1889. }

*Mr. Speaker :*

I am directed by the President to inform you that the senate has passed house bill No. 72, with the amendments thereto attached.

And the same is herewith transmitted for the consideration of the house and enrollment.

JOHN H. SHUPE,  
Chief Clerk.

Mr. Fullerton offered the following:

#### AMENDMENT.

Strike out in printed bill, in line 13 of section 1, the word "eight" and insert in lieu thereof the word "nine," making said line read: "Douglas county, nine hundred dollars."

On motion of Mr. Northup, the house concurred in the amendments.

The Speaker announced that he was about to sign senate bill No. 75, and soon thereafter that he had signed it.

The committee on enrolled bills submitted the following:

REPORT.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
February 20, 1889. }

*Mr. Speaker:*

Your committee on enrolled bills respectfully report house bill No. 132 correctly enrolled.

S. W. CONDON,  
Chairman.

The Speaker announced he was about to sign house bill No. 132 and soon thereafter stated that he had signed it.

The Speaker submitted the following:

MESSAGE FROM THE SENATE.

SENATE CHAMBER, }  
SALEM, Oregon, }  
February 20, 1889. }

*Mr. Speaker:*

I am directed by the President to inform you that the senate has adopted senate joint resolution No. 9, authorizing the ways and means committees of the senate and house to appropriate \$500 for representing the State at the National teachers' educational association to be held at Nashville, Tennessee.

And the same is herewith transmitted for the consideration of the house.

JOHN H. SHUPE,  
Chief Clerk.

Mr. Northup moved the house concur in senate joint resolution No. 9.

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Armstrong, Bean, Belknap, Blundell, Bowditch, Condon, Crosno, Earhart, Fell, Fisher of Multnomah, Gambee, Geer, Gilham, Hahn, Harrington, Haskell, Howard, Hunter, Jennings, Kirk, Labrie,

Ladd, Laughlin, Maxwell, Moore, Napton, Northup, Parker, Paulsen, Pope, Powell, Price, Ricker, Roe, Short, Stafford, Strowbridge, Thomas, Thompson, Weed, Williamson, and Mr. Speaker—42.

Nays—Messrs. Paquet and Waldo—2.

Absent—Messrs. Apperson, Crook, Derby, Fisher of Polk, Gilbert, Goodnough, Hume, Layman, McCoy, Miller of Jackson, Miller of Linn, Morelock, Moss Myers, Roberts and Wilson—16.

So the house concurred.

The Speaker submitted the following:

#### MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
SALEM, Oregon,  
February 20, 1889. }

*Mr. Speaker :*

I am directed by the President to inform you that the senate has passed senate bill No. 125, being a bill for an Act to amend an Act entitled an Act to confirm title to certain settlers upon swamp and overflowed lands.

And the same is herewith transmitted to you for the consideration of the house.

JOHN H. SHUPE,  
Chief Clerk.

Passed to first reading.

#### MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
SALEM, Oregon,  
February 20, 1889. }

*Mr. Speaker :*

I am directed by the President to inform you that the senate has passed house bill No. 69, with amendment thereto attached.

And the same is herewith transmitted to you for the consideration of the house and enrollment.

JOHN H. SHUPE,  
Chief Clerk.

#### AMENDMENT.

Strike out all of line 1, section 3, of printed bill, up to and including the word "locate" and insert the following in lieu thereof: "the town of Harney, situated and being in the southeast quarter of the southeast quarter of section 24, township 22 south, range 32 east, shall be."

On motion of Mr. Gilham, the house concurred in the amendment.

The Speaker submitted the following :

MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
SALEM, Oregon,  
February 20, 1889. }

*Mr. Speaker :*

I am directed by the President to inform you that the senate has passed senate bill No. 128, being a bill for an Act to authorize R. S. Abercrombie to construct a log boom on Nekanicum creek.

And the same is herewith transmitted for the consideration of the house.

JOHN H. SHUPE,  
Chief Clerk.

Passed to first reading.

MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
SALEM, Oregon,  
February 20, 1889. }

*Mr. Speaker :*

I am directed by the President to inform you that senate bill No. 177, senate bill No. 191, senate bill No. 35 and senate bill No. 199 have been reported correctly enrolled.

And the same are herewith transmitted for your signature.

JOHN H. SHUPE,  
Chief Clerk.

The Speaker announced that he was about to sign senate bill No. 177, senate bill No. 191, senate bill No. 35 and senate bill No. 199, and soon thereafter stated that he had signed them.

The Chair submitted the following :

MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
SALEM, Oregon,  
February 20, 1889. }

*Mr. Speaker :*

I am directed by the President to inform you that he has signed house bill No. 64 and house bill No. 5.

And the same are herewith returned.

JOHN H. SHUPE,  
Chief Clerk.

MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
SALEM, Oregon,  
February 20, 1889. }

*Mr. Speaker:*

I am directed by the President to inform you that the senate has passed senate bill No. 133, being a bill for an Act granting the Oregon and Washington Territory railroad company right of way through certain lands.

And the same is herewith transmitted for the consideration of the house.

JOHN H. SHUPE,  
Chief Clerk.

Passed to first reading.

Mr. Roe moved to reconsider the vote by which house bill No. 105 was lost.

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Apperson, Belknap, Fisher of Polk, Gilham, Harrington, Haskell, Hume, Hunter, Ladd, Miller of Jackson, Northup, Paquet, Powell, Price, Roe, Strowbridge, Thompson, Weed, and Mr. Speaker—19.

Nays—Messrs. Armstrong, Blundell, Condon, Derby, Fell, Fisher of Multnomah, Gambree, Geer, Howard, Jennings, Kirk, Labrie, Laughlin, Layman, Maxwell, McCoy, Miller of Linn, Moore, Morelock, Moss, Napton, Parker, Paulsen, Pope, Ricker, Roberts, Short, Stafford, Thomas, Waldo and Wilson—31.

Absent—Messrs. Bean, Bowditch, Crook, Crosno, Earhart, Gilbert, Goodnough, Hahn, Myers and Williamson—10.

So the house refused to reconsider.

Mr. Laughlin selected house bill No. 98.

The same was in the hands of the committee on claims, who submitted the following:

REPORT.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon,  
February 19, 1889. }

*Mr. Speaker:*

Your committee on claims, to whom was referred house bill No.

98, beg leave to report that they have had the same under consideration, and would respectfully report it back to the house with the recommendation that the bill herewith substituted do pass.

W. B. GILBERT,  
Chairman.

Mr. Laughlin moved to accept the report, and selected the substitute to house bill No. 98, which was house bill No. 240.

Mr. Harrington moved to suspend the rules and read house bill No. 240 the first time by title only.

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Apperson, Armstrong, Bean, Belknap, Condon, Derby, Fell, Fisher of Polk, Fisher of Multnomah, Gambree, Geer, Gilbert, Gilham, Hahn, Harrington, Haskell, Howard, Hume, Hunter, Jennings, Kirk, Labrie, Ladd, Laughlin, Layman, Maxwell, McCoy, Miller of Jackson, Moore, Northup, Parker, Paulsen, Pope, Price, Ricker, Roberts, Short, Stafford, Strowbridge, Thomas, Weed, Wilson, and Mr. Speaker—43.

Nays—Messrs. Moss, Napton and Waldo—3.

Absent—Messrs. Blundell, Bowditch, Crook, Crosno, Earhart, Goodnough, Miller of Linn, Morelock, Myers, Paquet, Powell, Roe, Thompson and Williamson—14.

So the rules were suspended and house bill No. 240 was read the first time by title.

Mr. Gilbert moved to further suspend the rules and read house bill No. 240 the second time by title now.

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Apperson, Armstrong, Bean, Belknap, Condon, Derby, Fell, Fisher of Polk, Fisher of Multnomah, Gilbert, Gilham, Hahn, Harrington, Haskell, Hume, Hunter, Jennings, Kirk, Labrie, Ladd, Laughlin, Layman, Maxwell, McCoy, Miller of Jackson, Moore, Paquet, Parker, Paulsen, Pope, Powell, Price, Ricker, Roberts, Roe, Short, Strowbridge, Thomas, Weed, and Mr. Speaker—40.

Nays—Messrs. Gambree, Morelock, Moss, Stafford and Waldo—5.

Absent—Messrs. Blundell, Bowditch, Crook, Crosno, Earhart, Geer, Goodnough, Howard, Miller of Linn, Myers, Napton, Northup, Thompson, Williamson and Wilson—15.

So the rules were suspended and house bill No. 240 was read the second time by title.

Mr. Gilbert moved to consider house bill No. 240 engrossed and read the third time now.

Mr. Wilson moved to amend by ordering the bill printed and made a special order for this evening at 7:30 o'clock.

The amendment prevailed.

Mr. Ladd, by request of Mr. Paquet, selected house bill No. 196, which was read the third time.

"Shall the bill pass?"

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Apperson, Armstrong, Bean, Condon, Derby, Fell, Fisher of Polk, Fisher of Multnomah, Gambee, Geer, Gilbert, Gilham, Hahn, Harrington, Haskell, Howard, Hume, Hunter, Jennings, Labrie, Ladd, Laughlin, Layman, Maxwell, McCoy, Miller of Jackson, Miller of Linn, Moore, Morelock, Moss, Myers, Northup, Paquet, Parker, Paulsen, Pope, Powell, Price, Ricker, Roe, Short, Stafford, Strowbridge, Thomas, Thompson, Waldo, Weed, Wilson, and Mr. Speaker—49.

Nays—None.

Absent—Messrs. Belknap, Blundell, Bowditch, Crook, Crosno, Earhart, Goodnough, Kirk, Napton, Roberts and Williamson—11.

So the bill passed, and there being no objection, the title of the bill stood for the title of the Act.

Mr. Labrie selected senate bill No. 95, which was read the third time.

"Shall the bill pass?"

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Apperson, Armstrong, Bean, Belknap, Condon, Derby, Fell, Fisher of Polk, Fisher of Multnomah, Gambee, Geer, Gilbert, Hahn, Harrington, Howard, Hume, Hunter, Jennings, Kirk, Labrie, Laughlin, Layman, Maxwell, McCoy, Miller of Jackson, Moore, Morelock, Myers, Napton, Northup, Paquet, Parker, Paulsen, Pope, Powell, Price, Ricker, Roe, Short, Stafford, Strowbridge, Thomas, Thompson, Waldo, Weed, Wilson, and Mr. Speaker—47.

Nays—None.

Absent—Messrs. Blundell, Bowditch, Crook, Crosno, Earhart, Gilham, Goodnough, Haskell, Ladd, Miller of Linn, Moss, Roberts and Williamson—13.

So the bill passed.

Mr. Kirk selected senate bill No. 66, which was read the third time.

"Shall the bill pass?"

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Armstrong, Bean, Belknap, Derby, Fell, Fisher of Polk, Fisher of Multnomah, Gambee, Geer, Gilbert, Hahn, Harrington, Haskell, Howard, Hunter, Jennings, Kirk, Labrie, Ladd, Laughlin,

Layman, Maxwell, Miller of Jackson, Moore, Morelock, Myers, Napton, Northup, Paquet, Parker, Paulsen, Pope, Powell, Price, Ricker, Roe, Short, Stafford, Strowbridge, Thomas, Thompson, Waldo, Weed, Wilson, and Mr. Speaker—45.

Nays—None.

Absent—Messrs. Apperson, Blundell, Bowditch, Condon, Crook, Crosno, Earhart, Gilham, Goodnough, Hume, McCoy, Miller of Linn, Moss, Roberts and Williamson—15.

So the bill passed.

Mr. Jennings' name was called, and passed without prejudice.

Mr. Hunter selected house bill No. 92, which was read the third time.

"Shall the bill pass?"

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Armstrong, Bean, Belknap, Blundell, Bowditch, Condon, Crook, Crosno, Derby, Fell, Fisher of Polk, Fisher of Multnomah, Gambee, Geer, Gilbert, Hahn, Harrington, Haskell, Howard, Hume, Hunter, Jennings, Labrie, Ladd, Laughlin, Layman, McCoy, Miller of Jackson, Miller of Linn, Moore, Morelock, Myers, Northup, Paquet, Parker, Paulsen, Pope, Powell, Price, Ricker, Roberts, Roe, Short, Stafford, Strowbridge, Thomas, Thompson, Waldo, Weed, Williamson, Wilson, and Mr. Speaker—52.

Nays—None.

Absent—Messrs. Apperson, Earhart, Gilham, Goodnough, Kirk, Maxwell, Moss and Napton—8.

So the bill passed, and there being no objection, the title of the bill stood for the title of the Act.

The Speaker submitted the following:

#### MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
SALEM, Oregon,  
February 20, 1889. }

*Mr. Speaker:*

I am directed by the President to inform you that the senate has passed senate bill No. 172, being a bill for an Act to provide for the cancellation of county warrants over seven years old.

And the same is herewith transmitted for the consideration of the house.

JOHN H. SHUPE,  
Chief Clerk.

Senate bill No. 172 passed to first reading.

On motion of Mr. Fisher, the house adjourned.



## AFTERNOON SESSION.

House called to order at 1:30 o'clock P. M., Mr. Speaker in the chair.

The roll was called, and the absent members were Messrs. Apperson, Bean, Bowditch, Gambee, Goodnough, McCoy, Moss and Price.

Mr. Crook moved to suspend the rules and read senate bill No. 118 the second time by title.

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Armstrong, Belknap, Blundell, Condon, Crook, Crosno, Derby, Earhart, Fell, Fisher of Polk, Fisher of Multnomah, Geer, Gilbert, Gilham, Hahn, Haskell, Howard, Hume, Hunter, Jennings, Kirk, Labrie, Ladd, Laughlin, Layman, Maxwell, Miller of Jackson, Miller of Linn, Moore, Morelock, Moss, Myers, Napton, Northup, Paquet, Parker, Paulsen, Pope, Powell, Ricker, Roberts, Roe, Short, Stafford, Thomas, Thompson, Waldo, Weed, Williamson, Wilson, and Mr. Speaker—51.

Nays—None.

Absent—Messrs. Apperson, Bean, Bowditch, Gambee, Goodnough, Harrington, McCoy, Price and Strowbridge—9.

So the rules were suspended and senate bill No. 118 was read the second time by title.

Mr. Crook moved to further suspend the rules and read senate bill No. 118 the third time now.

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Apperson, Armstrong, Belknap, Condon, Crook, Crosno, Derby, Earhart, Fell, Fisher of Polk, Fisher of Multnomah, Geer, Gilbert, Gilham, Hahn, Harrington, Haskell, Howard, Hume, Jennings, Kirk, Labrie, Ladd, Laughlin, Layman, Maxwell, McCoy, Miller of Jackson, Miller of Linn, Moore, Morelock, Moss, Myers, Northup, Paquet, Parker, Paulsen, Pope, Powell, Ricker, Roberts, Roe, Short, Stafford, Strowbridge, Thomas, Thompson, Waldo, Weed, Williamson, and Mr. Speaker—51.

Nays—None.

Absent—Messrs. Bean, Blundell, Bowditch, Gambee, Goodnough, Hunter, Napton, Price and Wilson—9.

So the rules were suspended.

Mr. Thompson submitted the following amendment:

## AMENDMENT.

Amend section 4, line 24, by striking out the words "four hundred dollars" and insert "twenty-five dollars" instead.

On motion of Mr. Thompson, the amendment was adopted.

Senate bill No. 118 was read the third time.

"Shall the bill pass?"

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Apperson, Armstrong, Bean, Belknap, Bowditch, Condon, Crook, Crosno, Derby, Feil, Fisher of Multnomah, Geer, Gilbert, Gilham, Hahn, Harrington, Haskell, Howard, Hume, Hunter, Jennings, Kirk, Labrie, Ladd, Laughlin, Layman, Maxwell, McCoy, Miller of Jackson, Miller of Linn, Moore, Moss, Myers, Northup, Paquet, Parker, Paulsen, Powell, Price, Ricker, Roberts, Roe, Short, Stafford, Strowbridge, Thompson, Waldo, Weed, Williamson, Wilson, and Mr. Speaker—49.

Nays—Messrs. Blundell, Morelock, Napton, Pope and Thomas—5.

Absent—Messrs. Earhart, Fisher of Polk, Gambee and Good-nough—6.

So the bill passed.

Mr. Gambee was excused on account of illness.

Mr. R. C. Miller selected house bill No. 177, which was in the hands of the committee on ways and means.

The committee submitted the following:

## REPORT.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
February 12, 1889. }

*Mr. Speaker:*

Your committee on ways and means, to whom was referred house bill No. 167, beg leave to report that they have had the same under consideration, and would respectfully report it back to the house with the recommendation that it do not pass. The measure is, in the judgment of the committee, a purely local matter, and as such does not commend itself to your committee as entitled to State aid.

J. T. APPERSON,  
Chairman.

On motion of Mr. Thompson, further consideration of house bill No. 167 was indefinitely postponed.

Mr. Hume selected senate bill No. 115, which was read the first time.

Mr. Hume moved to suspend the rules and read senate bill No. 115 the second time by title now.

On this question the roll was called and the vote was :

Those voting aye were :

Messrs. Armstrong, Bean, Belknap, Blundell, Bowditch, Crook, Crosno, Derby, Earhart, Fell, Fisher of Polk, Fisher of Multnomah, Geer, Gilbert, Gilham, Hahn, Harrington, Haskell, Hume, Hunter, Jennings, Kirk, Labrie, Ladd, Laughlin, Layman, Maxwell, McCoy, Miller of Jackson, Moore, Myers, Northup, Paquet, Parker, Pope, Powell, Price, Ricker, Roberts, Roe, Short, Stafford, Strowbridge, Thomas, Thompson, Waldo, Weed, Williamson, Wilson, and Mr. Speaker—50.

Nays—None.

Absent—Messrs. Apperson, Condon, Gambee, Goodnough, Howard, Miller of Linn, Morelock, Moss, Napton and Paulsen—10.

So the rules were suspended and senate bill No. 115 was read the second time by title.

Mr. Hume moved to suspend the rules and read senate bill No. 115 the third time now.

On this question the roll was called and the vote was :

Those voting aye were :

Messrs. Belknap, Blundell, Bowditch, Condon, Crook, Crosno, Earhart, Fell, Fisher of Polk, Fisher of Multnomah, Geer, Gilbert, Gilham, Hahn, Harrington, Haskell, Howard, Hume, Hunter, Jennings, Kirk, Labrie, Ladd, Laughlin, Layman, Maxwell, McCoy, Miller of Jackson, Moore, Morelock, Myers, Paquet, Parker, Paulsen, Pope, Powell, Price, Ricker, Roberts, Roe, Short, Stafford, Strowbridge, Thomas, Weed, Williamson, and Mr. Speaker—47.

Nays—Messrs. Armstrong, Derby, Thompson and Waldo—4.

Absent—Messrs. Apperson, Bean, Gambee, Goodnough, Miller of Linn, Moss, Napton, Northup and Wilson—9.

So the rules were suspended.

Senate bill No. 115 was read the third time.

"Shall the bill pass?"

On this question the roll was called and the vote was :

Those voting aye were :

Messrs. Armstrong, Belknap, Blundell, Bowditch, Condon, Crook, Crosno, Derby, Earhart, Fell, Fisher of Polk, Fisher of Multnomah, Geer, Gilbert, Gilham, Hahn, Harrington, Haskell, Hume, Hunter, Jennings, Kirk, Labrie, Ladd, Laughlin, Layman, Maxwell, Miller of Jackson, Moore, Morelock, Myers, Northup, Paquet, Parker, Paulsen, Pope, Powell, Price, Roberts, Roe, Short, Strowbridge, Thomas, Weed, Williamson, Wilson, and Mr. Speaker—47.

Nays—Messrs. McCoy, Stafford and Waldo—3.

Absent—Messrs. Apperson, Bean, Gambee, Goodnough, Howard, Miller of Linn, Moss, Napton, Ricker and Thompson—10.

So the bill passed.

The Speaker submitted the following:

MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
SALEM, Oregon,  
February 20, 1889. }

*Mr. Speaker:*

I am directed by the President to inform you that the senate has passed senate bill No. 142, being a bill for an Act to prevent the spread of contagious animal diseases.

And the same is herewith transmitted to you for the consideration of the house.

JOHN H. SHUPE,  
Chief Clerk.

Passed to first reading.

MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
SALEM, Oregon,  
February 20, 1889. }

*Mr. Speaker:*

I am directed by the President to inform you that the senate has passed house bill No. 212.

And the same is herewith transmitted for enrollment.

JOHN H. SHUPE,  
Chief Clerk.

Mr. Myers selected house bill No. 239.

The same was in the hands of the State Printer, and Mr. Myers' name was passed without prejudice.

Mr. Howard selected house bill No. 147, which was read the third time.

"Shall the bill pass?"

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Armstrong, Belknap, Blundell, Condon, Crosno, Derby, Earhart, Fell, Fisher of Polk, Geer, Gilbert, Gilham, Harrington, Haskell, Howard, Hume, Hunter, Jennings, Kirk, Labrie, Ladd, Laughlin, Layman, Maxwell, McCoy, Miller of Jackson, Moore, Morelock, Moss, Myers, Napton, Northup, Paquet, Parker, Paulsen,

Pope, Powell, Price, Ricker, Roe, Short, Stafford, Strowbridge, Thomas, Thompson, Waldo, Weed, Williamson, Wilson, and Mr. Speaker—50.

Nays—Messrs. Fisher of Multnomah and Hahn—2.

Absent—Messrs. Apperson, Bean, Bowditch, Crook, Gambee, Goodnough, Miller of Linn and Roberts—8.

So the bill passed, and there being no objection, the title of the bill stood as the title of the Act.

By unanimous consent, the committee appointed to investigate the workings of the school land commissioners submitted the following report, which, on motion of Mr. Blundell, was ordered printed:

#### REPORT.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
February 19, 1889. }

*Mr. Speaker:*

Your committee appointed under senate concurrent resolution No. 4, to examine the books and accounts of the board of commissioners for the sale of school and university lands, have completed our labor and beg leave to report as follows:

We have, with the assistance of competent accountants, pursued our investigation in as thorough a manner as the time at our disposal would permit. The accounts for land sold have been carefully compared with the entries in the cash books, and with the endorsements on the notes given for deferred payments; that we have carefully examined the records of certificates of land sales, the State Treasurer's receipts from February 2, 1887, to December 31, 1888; that we find the said papers and records neatly kept and systematically arranged; that the clerical work of said office is exceedingly well performed, and we find that the system of accounts and the general manner of conducting the business of the office to be plain, complete and comprehensive.

To properly investigate said office it would require a much longer time than at our disposal, as the interest paid on each note should be computed.

That the number of acres which have been approved to the State by the general land office under the different grants of congress to the State of Oregon, the number of acres disposed of by the State, and the amount received therefor, should be correctly ascertained.

If a thorough investigation of said office be made from February 1, 1880, to December 31, 1888, then at the convening of the Oregon legislature in the future it would not be difficult to properly investigate said office during each session thereof.

We recommend that section 3 of an Act for the selection and sale of State lands remaining unsold, be amended to read as follows:

When any such application is filed for the purchase of land to be selected in lieu of the 16th and 36th sections, or to compensate for deficiency of school land in fractional townships, the clerk of the board of school land commissioners shall furnish the deficiency for the selection of the tract contained in the application; and the land commissioner shall thereupon select the said land in the proper land office in the manner prescribed by the laws of the United States, and when said selection shall be accepted by the register of any land office, the clerk of the board of school land commissioners shall notify the said applicant to pay the purchase price of said land within sixty days from the date of such notice, in the manner and on the terms now provided by law, and if said applicant shall fail to make such payment as aforesaid the land shall be subject to the claim of the next legal applicant. The said section 3, now in force, compels the applicant to furnish the deficiency in the 16th and 36th sections to be used for a basis for the selection of indemnity school land, and therefore, instead of being for the benefit of the people of the State of Oregon, as the law-makers intended, the said section 3 favors those who understand looking up the deficiency in the 16th and 36th sections in townships where lieu lands have not been taken, for a very few applicants understand the manner of looking up the deficiency in the 16th and 36th sections; thus the basis for the selection of indemnity school land may be controlled by those who have knowledge of the deficiency in the 16th and 36th sections to the exclusion of applicants who have not this information, hence the injustice of said section 3 is clearly apparent.

We further recommend that the price of school land be increased to two dollars per acre.

Respectfully submitted.

J. C. FULLERTON,  
Chairman.

A. C. STANLEY,  
CHAS. GOODNOUGH,  
S. P. MOSS,  
J. E. BLUNDELL,  
Committee.

House bill No. 239 having been returned to the house, was taken under consideration.

Mr. Thompson, be unanimous consent, submitted the following:

## AMENDMENT.

Amend section 4, line 2, by striking out "1889" and insert "1888."

The amendment was adopted.

By unanimous consent, Mr. Myers added an emergency clause to house bill No. 239.

House bill No. 239 was read the third time.

"Shall the bill pass?"

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Belknap, Condon, Earhart, Fisher of Polk, Fisher of Multnomah, Geer, Gilbert, Hahn, Harrington, Haskell, Howard, Hunter, Ladd, McCoy, Miller of Jackson, Myers, Parker, Powell, Price, Roe, Strowbridge, Thompson, Williamson, and Mr. Speaker—24.

Nays—Messrs. Armstrong, Blundell, Bowditch, Crook, Crosno, Derby, Fell, Jennings, Kirk, Labrie, Laughlin, Layman, Maxwell, Moore, Morelock, Moss, Napton, Paquet, Paulsen, Pope, Ricker, Roberts, Short, Stafford, Thomas, Waldo, Weed and Wilson—28.

Absent—Messrs. Apperson, Bean, Gambee, Gilham, Goodnough, Hume, Miller of Linn and Northup—8.

So the bill failed to pass.

Mr. Haskell selected house bill No. 67, which was read the third time.

"Shall the bill pass?"

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Belknap, Derby, Fisher of Polk, Fisher of Multnomah, Gilbert, Hahn, Harrington, Haskell, Hume, Hunter, Jennings, Ladd, Layman, Maxwell, Moss, Myers, Northup, Parker, Pope, Powell, Roberts, Roe, Short, Strowbridge, Thomas, Thompson, Weed, Williamson, Wilson, and Mr. Speaker—30.

Nays—Messrs. Armstrong, Bowditch, Crook, Kirk, Labrie, Laughlin, Miller of Jackson, Miller of Linn, Moore, Napton, Paquet, Paulsen, Price, Stafford and Waldo—15.

Absent—Messrs. Apperson, Bean, Blundell, Condon, Crosno, Earhart, Fell, Gambee, Geer, Gilham, Goodnough, Howard, McCoy, Morelock and Ricker—15.

So the bill failed to pass.

The Speaker submitted the following:

## MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
SALEM, Oregon,  
February 20, 1889. }

*Mr. Speaker :*

I am directed by the President to inform you that the senate has passed house bill No. 221.

And the same is herewith transmitted for enrollment.

JOHN H. SHUPE,  
Chief Clerk.

Mr. Harrington selected senate bill No. 81, which was read the first time.

Mr. Harrington moved to suspend the rules and read senate bill No. 81 the second time by title only.

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Armstrong, Bowditch, Crook, Fisher of Multnomah, Geer, Gilbert, Gilham, Hahn, Harrington, Haskell, Howard, Hume, Hunter, Jennings, Kirk, Labrie, Laughlin, Layman, Maxwell, Miller of Jackson, Miller of Linn, Moore, Paquet, Parker, Pope, Powell, Price, Roberts, Roe, Short, Stafford, Strowbridge, Thomas, Thompson, Waldo, Weed, Williamson, Wilson, and Mr. Speaker—39.

Nays—Mr. Napton.

Absent—Messrs. Apperson, Bean, Belknap, Blundell, Condon, Crosno, Derby, Earhart, Fell, Fisher of Polk, Gambée, Goodnough, Ladd, McCoy, Morelock, Moss, Myers, Northup, Paulsen and Ricker—20.

So the house refused to suspend the rules.

The Speaker called Mr. Jennings to the chair.

Mr. Armstrong moved to reconsider the vote by which senate bill No. 152 was lost.

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Armstrong, Belknap, Bowditch, Condon, Crook, Fisher of Polk, Fisher of Multnomah, Geer, Gilbert, Gilham, Hahn, Haskell, Howard, Hume, Hunter, Jennings, Kirk, Labrie, Laughlin, Layman, Maxwell, McCoy, Miller of Jackson, Moore, Moss, Northup, Paquet, Parker, Paulsen, Pope, Powell, Price, Ricker, Roberts, Roe, Short, Stafford, Strowbridge, Thompson, Waldo, Weed, Williamson, and Mr. Speaker—43.

Nays—Messrs. Derby, Myers and Napton—3.



Absent—Messrs. Apperson, Bean, Blundell, Crosno, Earhart, Fell, Gambee, Goodnough, Harrington, Ladd, Miller of Linn, Morelock, Thomas and Wilson—14.

So the vote was reconsidered.

“Shall the bill pass?”

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Armstrong, Bowditch, Fell, Fisher of Polk, Gilham, Hahn, Howard, Jennings, Kirk, Maxwell, McCoy, Miller of Jackson, Miller of Linn, Moore, Morelock, Moss, Napton, Northup, Paquet, Parker, Paulsen, Pope, Powell, Price, Roberts, Short, Stafford, Strowbridge and Weed—29.

Nays—Messrs. Condon, Derby, Fisher of Multnomah, Geer, Gilbert, Hume, Hunter, Ladd, Layman, Ricker, Roe, Thomas, Thompson, Waldo and Wilson—15.

Absent—Messrs. Apperson, Bean, Belknap, Blundell, Crook, Crosno, Earhart, Gambee, Goodnough, Harrington, Haskell, Labrie, Laughlin, Myers, Williamson, and Mr. Speaker—16.

So the bill failed to pass.

The Chair submitted the following:

#### MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
SALEM, Oregon,  
February 20, 1889. }

*Mr. Speaker:*

I am directed by the President to inform you that the senate has passed house bill No. 19.

And the same is herewith transmitted for enrollment.

JOHN H. SHUPE,  
Chief Clerk.

#### MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
SALEM, Oregon,  
February 20, 1889. }

*Mr. Speaker:*

I am directed by the President to inform you that the senate has passed senate bill No. 61, being a bill for an Act to protect contractors, sub-contractors and laborers in their claims against railroad companies or corporations, or contractors or sub-contractors.

And the same is herewith transmitted for the consideration of the house.

JOHN H. SHUPE,  
Chief Clerk.

Passed to first reading.

MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
SALEM, Oregon,  
February 20, 1889. }

*Mr. Speaker :*

I am directed by the Speaker to inform you that senate bill No. 166 and senate bill No. 90 have been reported correctly enrolled.

And the same are herewith transmitted for your signature.  
JOHN H. SHUPE,  
Chief Clerk.

The Chair submitted the following:

MESSAGE FROM THE GOVERNOR.

STATE OF OREGON,  
EXECUTIVE DEPARTMENT,  
SALEM, February 20, 1889. }

*To the Honorable Speaker of the House of Representatives :*

I am directed by the Governor to inform you that he has approved and signed the following bills: Senate bill No. 206, senate bill No. 117, senate bill No. 126, senate bill No. 53, senate bill No. 70, senate bill No. 195, senate bill No. 116, senate bill No. 23, senate bill No. 139, and the same have been filed in the office of the Secretary of State.

The following bills have been filed in the office of the Secretary of State to become laws without the Governor's signature: House bill No. 33, senate bill No. 5, senate bill No. 56, senate bill No. 59, house bill No. 126, house bill No. 157, house bill No. 108, house bill No. 54, house bill No. 55, house bill No. 115, house bill No. 194, and senate bill No. 69.

WM. A. MUNLY,  
Private Secretary.

Mr. Hahn selected senate bill No. 86, which was read the first time.

Mr. Hahn moved to suspend the rules and read senate bill No. 86 the second time by title only.

On this question the roll was called and the vote was :

Those voting aye were :

Messrs. Armstrong, Condon, Crosno, Derby, Earhart, Fell, Fisher of Polk, Fisher of Multnomah, Geer, Gilbert, Gilham, Hahn, Harrington, Haskell, Howard, Hume, Hunter, Jennings, Ladd, Laughlin, Layman, Maxwell, McCoy, Miller of Jackson, Moore, Morelock, Moss, Northup, Paquet, Parker, Paulsen, Pope, Powell, Price, Ricker, Roberts, Roe, Short, Stafford, Strowbridge, Thomas, Thompson, Waldo, Weed, Wilson, and Mr. Speaker—46.

Nays—None.

Absent—Messrs. Apperson, Bean, Belknap, Blundell, Bowditch, Crook, Gambee, Goodnough, Kirk, Labrie, Miller of Linn, Myers, Napton and Williamson—14.

So the rules were suspended and senate bill No. 86 was read the second time by title.

Mr. Hahn moved to further suspend the rules and read senate bill No. 86 the third time now.

On this question the roll was called and the vote was :

Those voting aye were :

Messrs. Armstrong, Condon, Derby, Fell, Fisher of Polk, Fisher of Multnomah, Geer, Gilbert, Gilham, Hahn, Harrington, Haskell, Hume, Hunter, Jennings, Ladd, Laughlin, Layman, Maxwell, McCoy, Miller of Jackson, Moore, Morelock, Northup, Paquet, Parker, Paulsen, Pope, Powell, Price, Ricker, Roberts, Short, Stafford, Thomas, Thompson, Waldo, Weed, Williamson, and Mr. Speaker—40.

Nays—Mr. Wilson.

Absent—Messrs. Apperson, Bean, Belknap, Blundell, Bowditch, Crook, Crosno, Earhart, Gambee, Goodnough, Howard, Kirk, Labrie, Miller of Linn, Moss, Myers, Napton, Roe and Strowbridge—19.

So the rules were suspended.

Senate bill No. 86 was read the third time.

“Shall the bill pass?”

On this question the roll was called and the vote was :

Those voting aye were :

Messrs. Armstrong, Belknap, Blundell, Condon, Derby, Earhart, Fell, Fisher of Polk, Fisher of Multnomah, Gilbert, Gilham, Hahn, Harrington, Haskell, Howard, Hume, Hunter, Jennings, Ladd, Laughlin, Maxwell, McCoy, Miller of Jackson, Miller of Linn, Moore, Morelock, Moss, Northup, Paquet, Parker, Pope, Powell, Ricker, Roberts, Roe, Short, Stafford, Strowbridge, Thomas, Thompson, Waldo, Weed, Williamson, Wilson, and Mr. Speaker—45.

Nays—Messrs. Napton and Paulsen—2.

Absent—Messrs. Apperson, Bean, Bowditch, Crook, Crosno, Gambee, Geer, Goodnough, Kirk, Labrie, Layman, Myers and Price—13.

So the bill passed.

The Speaker submitted the following:

MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
SALEM, Oregon,  
February 20, 1889. }

*Mr. Speaker:*

I am directed by the President to inform you that the senate has passed senate bill No. 202, being a bill for an Act to create a board of Southern Oregon agricultural society.

And the same is herewith transmitted for the consideration of the house.

JOHN H. SHUPE,  
Chief Clerk.

Passed to first reading.

Mr. Goodnough's name was called, and he being absent, his name was passed, with leave to report a bill at any time.

Mr. Gilham, by request, selected senate bill No. 165, which was read the third time.

Messrs. Haskell and Hunter demanded the call of the house.

The roll was called, and the absentees were Messrs. Apperson, Bean, Belknap, Bowditch, Crook, Fell, Howard, Hunter, Kirk, Maxwell, Napton, Parker, Thomas and Weed.

Mr. Crook moved the further proceedings under call of the house be dispensed with.

Lost.

Mr. Roberts moved the further call of the house be dispensed with.

Carried.

"Shall the bill pass?"

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Armstrong, Belknap, Blundell, Bowditch, Condon, Crook, Crosno, Derby, Earhart, Fisher of Polk, Fisher of Multnomah, Geer, Gilbert, Gilham, Hahu, Harrington, Haskell, Howard, Hunter, Jennings, Kirk, Labrie, Ladd, Laughlin, Layman, Maxwell, McCoy, Miller of Jackson, Miller of Linn, Moore, Morelock, Moss, Northup, Paquet, Parker, Paulsen, Pope, Powell, Price, Ricker, Roberts, Roe, Short, Stafford, Strowbridge, Thompson, Waldo, Weed, Williamson, Wilson, and Mr. Speaker—51.

Nays—None.

Absent—Messrs. Apperson, Bean, Fell, Gambee, Goodnough, Hume, Myers, Napton and Thomas—9.

So the bill passed.

The Speaker resumed the chair, and submitted the following:

MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
SALEM, Oregon,  
February 20, 1889. }

*Mr. Speaker :*

I am directed by the President to inform you that the senate has concurred in amendments to senate bill No. 118.

JOHN H. SHUPE,  
Chief Clerk.

MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
SALEM, Oregon,  
February 20, 1889. }

*Mr. Speaker :*

I am directed by the President to inform you that he has signed house bill No. 132.

And the same is herewith returned.

JOHN H. SHUPE,  
Chief Clerk.

The Speaker announced that he was about to sign senate bills Nos. 90 and 166, and soon thereafter stated that he had signed them.

Mr. Gilbert selected house bill No. 227, and moved to suspend the rules and read the bill the second time by title only.

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Armstrong, Blundell, Bowditch, Condon, Crook, Crosno, Derby, Earhart, Fell, Fisher of Polk, Fisher of Multnomah, Geer, Gilbert, Gilham, Hahn, Harrington, Haskell, Howard, Hume, Hunter, Jennings, Kirk, Labrie, Ladd, Laughlin, Layman, Maxwell, McCoy, Miller of Jackson, Moore, Morelock, Northup, Parker, Pope, Powell, Ricker, Roberts, Roe, Short, Strowbridge, Thompson, Weed, Williamson, Wilson, and Mr. Speaker—45.

Nays—None.

Absent—Messrs. Apperson, Bean, Belknap, Gamblee, Goodnough, Miller of Linn, Moss, Myers, Napton, Paquet, Paulsen, Price, Stafford, Thomas and Waldo—15.

So the rules were suspended and house bill No. 227 was read the second time by title.

House bill No. 227 was read the third time.

"Shall the bill pass?"

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Armstrong, Belknap, Blundell, Bowditch, Condon, Crook, Crosno, Derby, Earhart, Fell, Fisher of Polk, Fisher of Multnomah, Geer, Gilbert, Gilham, Hahn, Harrington, Haskell, Howard, Hume, Hunter, Jennings, Kirk, Labrie, Ladd, Laughlin, Layman, Maxwell, McCoy, Miller of Jackson, Miller of Linn, Moore, Morelock, Moss, Myers, Northup, Parker, Pope, Powell, Ricker, Roe, Short, Stafford, Stowbridge, Thompson, Waldo, Weed, Williamson, Wilson, and Mr. Speaker—50.

Nays—None.

Absent—Messrs. Apperson, Bean, Gambée, Goodnough, Napton, Paquet, Paulsen, Price, Roberts and Thomas—10.

So the bill passed, and there being no objection, the title of the bill stood for the title of the Act.

The Speaker submitted the following:

#### MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
SALEM, Oregon,  
February 20, 1889. }

*Mr. Speaker:*

I am directed by the President to inform you that the senate has passed senate bill No. 205, being a bill for an Act to amend sections 2371, 2372 and 2373, title II, chapter XI, miscellaneous laws, as compiled by W. Lair Hill.

And the same is herewith transmitted for the consideration of the house.

JOHN H. SHUPE,  
Chief Clerk.

Senate bill No. 205 passed to first reading.

On motion of Mr. Wilson, the house adjourned.

#### EVENING SESSION.

The house was called to order at 7:30 o'clock P. M., Mr. Speaker in the chair.

The roll was called, and the absentees were Messrs. Blundell, Gilham, Goodnough, Haskell, Morelock, Napton, Roe and Short.

The committee on enrolled bills submitted the following:

REPORT.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
February 20, 1889. }

*Mr. Speaker:*

Your committee on enrolled bills, to whom was referred house bills Nos. 71 and 85, beg leave to report the same back to the house as correctly enrolled.

S. W. CONDON,  
Chairman.

The Chair announced that he was about to sign house bills Nos. 71 and 85, and soon thereafter stated that he had signed them.

Mr. Jennings selected house bill No. 117, which was read the third time.

"Shall the bill pass?"

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Gambee, Jennings, Miller of Jackson, Paquet, Parker, Stafford, Thomas, Waldo, and Mr. Speaker—9.

Nays—Messrs. Armstrong, Bean, Belknap, Blundell, Bowditch, Condon, Crook, Crosno, Derby, Earhart, Fell, Fisher of Polk, Fisher of Multnomah, Geer, Gilbert, Gilham, Hahn, Harrington, Haskell, Hume, Hunter, Kirk, Labrie, Ladd, Layman, Maxwell, McCoy, Moore, Morelock, Moss, Northup, Pope, Powell, Price, Ricker, Roberts, Short, Strowbridge, Weed, Williamson and Wilson—41.

Absent—Messrs. Apperson, Goodnough, Howard, Laughlin, Miller of Linn, Myers, Napton, Paulsen, Roe and Thompson—10.

So the bill failed to pass.

By unanimous consent, the committee on ways and means was granted leave of absence for a short time.

The hour having arrived for the special order of business, the house proceeded to consider house bill No. 240.

Mr. Gilbert moved to suspend the rules and consider the bill engrossed and read the third time now.

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Armstrong, Bean, Blundell, Condon, Crosno, Derby, Earhart, Fell, Fisher of Multnomah, Gambee, Geer, Gilbert, Gilham, Hahn, Harrington, Howard, Hume, Hunter, Jennings, Kirk, Ladd, Laughlin, Layman, Maxwell, McCoy, Moore, Northup, Paquet, Pope,

Powell, Ricker, Roberts, Roe, Short, Strowbridge, Thompson, Weed, Williamson, Wilson, and Mr. Speaker—41.

Nays—Messrs. Bowditch, Fisher of Polk, Miller of Jackson, Miller of Linn, Morelock, Parker, Price, Stafford and Waldo—8.

Absent—Messrs. Apperson, Belknap, Crook, Goodnough, Haskell, Labrie, Moss, Myers, Napton, Paulsen and Thomas—11.

So the rules were suspended.

House bill No. 240 was read the third time.

"Shall the bill pass?"

On this question the roll was called and the vote was :

Those voting aye were :

Messrs. Armstrong, Bean, Blundell, Condon, Crosno, Derby, Earhart, Fell, Fisher of Multnomah, Gambec, Geer, Gilbert, Gilham, Hahn, Harrington, Howard, Hume, Hunter, Jennings, Kirk, Ladd, Laughlin, Layman, Maxwell, McCoy, Moore, Northup, Paquet, Pope, Powell, Ricker, Roberts, Roe, Short, Strowbridge, Thompson, Weed, Williamson, Wilson, and Mr. Speaker—41.

Nays—Messrs. Bowditch, Fisher of Polk, Miller of Jackson, Miller of Linn, Morelock, Parker, Price, Stafford and Waldo—8.

Absent—Messrs. Apperson, Belknap, Crook, Goodnough, Haskell, Labrie, Moss, Myers, Napton, Paulsen and Thomas—11.

So the bill passed, and there being no objection, the title of the bill stood as the title of the Act.

The Speaker submitted the following :

#### MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
SALEM, Oregon,  
February 20, 1889. }

*Mr. Speaker :*

I am directed by the President to inform you that the senate has passed senate bill No. 179, being a bill for an Act to increase the efficiency of our common schools.

And the same is herewith transmitted to you for the consideration of the house.

JOHN H. SHUPE,  
Chief Clerk.

Passed to first reading.



## MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
SALEM, Oregon,  
February 20, 1889. }

*Mr. Speaker :*

I am directed by the President to inform you that the senate has passed house bill No. 114.

And the same is herewith transmitted for enrollment.

JOHN H. SHUPE,  
Chief Clerk.

Mr. Geer selected house bill No. 220, which was read the second time.

Mr. Geer moved to suspend the rules and consider house bill No. 220 engrossed and read third time now.

On this question the roll was called and the vote was :

Those voting aye were :

Messrs. Armstrong, Bean, Bowditch, Condon, Crook, Crosno, Derby, Fisher of Polk, Fisher of Multnomah, Gambée, Geer, Gilbert, Gilham, Hahn, Harrington, Haskell, Howard, Hunter, Kirk, Labrie, Ladd, Laughlin, Maxwell, McCoy, Miller of Jackson, Moore, Morelock, Northup, Paquet, Parker, Pope, Powell, Price, Ricker, Roberts, Roe, Short, Stafford, Strowbridge, Thompson, Waldo, Weed, Williamson, and Mr. Speaker—44.

Nays—None.

Absent—Messrs. Apperson, Belknap, Blundell, Earhart, Fell, Goodnough, Hume, Jennings, Layman, Miller of Linn, Moss, Myers, Napton, Paulsen, Thomas and Wilson—16.

So the rules were suspended.

House bill No. 220 was read the third time.

"Shall the bill pass?"

On this question the roll was called and the vote was :

Those voting aye were :

Messrs. Armstrong, Bean, Belknap, Blundell, Bowditch, Condon, Crook, Crosno, Derby, Fell, Fisher of Polk, Fisher of Multnomah, Gambée, Geer, Gilham, Hahn, Harrington, Haskell, Howard, Hume, Hunter, Jennings, Kirk, Labrie, Ladd, Laughlin, Layman, Maxwell, McCoy, Miller of Jackson, Miller of Linn, Moore, Morelock, Myers, Northup, Paquet, Parker, Pope, Powell, Price, Ricker, Roberts, Roe, Short, Stafford, Strowbridge, Thompson, Waldo, Weed, Williamson, Wilson, and Mr. Speaker—52.

Nays—None.

Absent—Messrs. Apperson, Earhart, Gilbert, Goodnough, Moss, Napton, Paulsen and Thomas—8.

So the bill passed, and there being no objection, the title of the bill stood for the title of the Act.

Mr. Gambee selected house bill No. 123.

The bill was in the hands of the committee on assessment and taxation, who returned the bill to the house without a report.

House bill No. 123 was read the third time.

"Shall the bill pass?"

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Bean, Crook, Fell, Gambee, Gilham, Hume, Hunter, Kirk, Labrie, Ladd, Maxwell, McCoy, Northup, Parker, Pope, Roberts, Strowbridge, Thomas, Weed, Williamson, and Mr. Speaker—21.

Nays—Messrs. Armstrong, Belknap, Blundell, Bowditch, Condon, Crosno, Derby, Fisher of Polk, Fisher of Multnomah, Geer, Gilbert, Hahn, Harrington, Haskell, Howard, Jennings, Laughlin, Layman, Miller of Jackson, Miller of Linn, Moore, Morelock, Myers, Paquet, Powell, Price, Ricker, Roe, Short, Stafford, Waldo and Wilson—32.

Absent—Messrs. Apperson, Earhart, Goodnough, Moss, Napton, Paulsen and Thompson—7.

So the bill failed to pass.

The Speaker submitted the following:

#### MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
SALEM, Oregon,  
February 20, 1889. }

*Mr. Speaker:*

I am directed by the President to inform you that senate bills Nos. 3 and 135 have been reported correctly enrolled.

And the same are herewith transmitted for your signature.

JOHN H. SHUPE,  
Chief Clerk.

The Speaker announced that he was about to sign senate bill No. 3 and senate bill No. 135, and soon thereafter stated that he had signed them.

The Speaker submitted the following:

## MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
SALEM, Oregon,  
February 20, 1889. }

*Mr. Speaker :*

I am directed by the President to inform you that he has signed house bills Nos. 71 and 85.

And the same are herewith transmitted to you.

JOHN H. SHUPE,  
Chief Clerk.

Mr. Fisher of Multnomah selected senate bill No. 146, which was read the third time.

"Shall the bill pass?"

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Armstrong, Bean, Belknap, Blundell, Condon, Crook, Derby, Fell, Fisher of Polk, Fisher of Multnomah, Gambee, Geer, Gilbert, Gilham, Hahn, Harrington, Haskell, Howard, Hume, Hunter, Jennings, Kirk, Labrie, Ladd, Laughlin, Layman, Maxwell, McCoy, Miller of Jackson, Miller of Linn, Moore, Morelock, Myers, Northup, Paquet, Parker, Pope, Powell, Price, Ricker, Roberts, Roe, Short, Stafford, Strowbridge, Thompson, Waldo, Weed, Williamson, Wilson, and Mr. Speaker—51.

Nays—Mr. Thomas.

Absent—Messrs. Apperson, Bowditch, Crosno, Earhart, Goodnough, Moss, Napton and Paulsen—8.

So the bill passed.

Mr. Fell, by request, selected senate bill No. 103.

Mr. Fell moved to suspend the rules and read senate bill No. 103 the second time by title only.

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Blundell, Condon, Crosno, Derby, Fell, Fisher of Multnomah, Geer, Gilbert, Gilham, Hahn, Hume, Jennings, Labrie, Laughlin, Moore, Moss, Myers, Northup, Paquet, Parker, Powell, Ricker, Roberts, Roe, Short, Stafford, Strowbridge, Thomas, Waldo, Weed and Wilson—31.

Nays—Messrs. Armstrong, Fisher of Polk, Howard, Ladd, Layman, McCoy, Miller of Jackson, Pope, Williamson, and Mr. Speaker—10.

Absent—Messrs. Apperson, Bean, Belknap, Bowditch, Crook, Earhart, Gambee, Goodnough, Harrington, Haskell, Hunter, Kirk,

Maxwell, Miller of Linn, Morelock, Napton, Paulsen, Price, and Thompson—19.

So the house refused to suspend the rules.

Mr. Northup moved that further consideration of senate bill No. 103 be indefinitely postponed.

Motion adopted.

House bill No. 100 being returned from the Printer, was read the third time.

"Shall the bill pass?"

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Belknap, Bowditch, Condon, Crook, Derby, Fell, Fisher of Polk, Fisher of Multnomah, Gambee, Geer, Gilham, Harrington, Haskell, Howard, Hume, Jennings, Kirk, Labrie, Ladd, Laughlin, Layman, Maxwell, McCoy, Miller of Jackson, Miller of Linn, Moore, Morelock, Myers, Northup, Paquet, Parker, Price, Roberts, Roe, Short, Stafford, Strowbridge, Thompson, Waldo, Weed, Williamson, Wilson, and Mr. Speaker—43.

Nays—Messrs. Armstrong, Powell and Thomas—3.

Absent—Messrs. Apperson, Bean, Blundell, Crosno, Earhart, Gilbert, Goodnough, Hahn, Hunter, Moss, Napton, Paulsen, Pope and Ricker—14.

So the bill passed, and there being no objection, the title of the bill stood for the title of the Act.

Mr. Northup was excused for the evening.

The committee on enrolled bills submitted the following:

#### REPORT.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
February 20, 1889. }

*Mr. Speaker:*

Your committee on enrolled bills, to whom was referred house bill No. 139, beg leave to report the same back to the house as correctly enrolled.

S. W. CONDON,  
Chairman.

The Speaker announced that he was about to sign house bill No. 139, and soon thereafter that he had so signed.

Mr. Derby selected senate bill No. 190, which was read the third time.

"Shall the bill pass?"

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Armstrong, Belknap, Blundell, Bowditch, Condon, Crook, Crosno, Derby, Earhart, Fell, Fisher of Polk, Fisher of Multnomah, Geer, Gilbert, Gilham, Hahn, Harrington, Haskell, Howard, Hume, Hunter, Jennings, Kirk, Labrie, Ladd, Layman, McCoy, Miller of Jackson, Miller of Linn, Moore, Morelock, Myers, Northup, Parker, Pope, Powell, Price, Ricker, Roberts, Roe, Short, Stafford, Strowbridge, Thompson, Waldo, Weed, Williamson, Wilson, and Mr. Speaker—49.

Nays—Messrs. Laughlin and Maxwell—2.

Absent—Messrs. Apperson, Bean, Gambee, Goodnough, Moss, Napton, Paquet, Paulsen and Thomas—9.

So the bill passed.

The Speaker submitted the following:

#### MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
SALEM, Oregon,  
February 20, 1889. }

*Mr. Speaker:*

I am directed by the President to inform you that the senate has passed house bill No. 173, with the amendments herewith enclosed.

And the same is herewith transmitted to you for the consideration of the house and enrollment.

JOHN H. SHUPE,  
Chief Clerk.

#### FIRST AMENDMENT.

Amend section 4, of chapter II, engrossed bill, by striking out the letter "G" in the tenth line, and insert in lieu thereof the letter "H."

#### SECOND AMENDMENT.

Amend section 37, chapter V, said bill, by striking out subdivisions 1 and 2 and insert the following:

1. To assess, levy and collect taxes for general municipal purposes not to exceed 3 mills on the dollar upon all taxable property, both real and personal, which is taxable by law for State or county purposes.

2. To levy and collect a special tax of  $3\frac{1}{2}$  mills on the dollar upon all the property assessed by authority of the first subdivision of this section, for the purpose of running, conducting and main-

taining the fire department of said city, which shall be known and designated as the "Fire Department Fund," which fund shall not be used or expended for any other purpose; and to levy and collect a special tax of 3½ mills on the dollar upon all the property assessed by authority of the first subdivision of this section for the purpose of running, conducting and maintaining the police department of said city, which shall be known and designated as the "Police Department Fund," which fund shall not be used or expended for any other purpose. The estimated amount required to pay the salaries of the officers and employes of said departments respectively, for the current year, shall, at the beginning of each year, be appropriated and set apart from said funds respectively, for that purpose, and shall not be used or expended for any other purposes, and all debts contracted and all liabilities incurred by either of said departments in excess of said amounts so levied and collected for said funds respectively, shall be null and void, unless the common council shall, in case of great emergency, authorize the board of police commissioners, or board of fire commissioners, as the case may be, to incur the same.

#### THIRD AMENDMENT.

Amend section 50, of chapter VII, by inserting in line 10, engrossed bill, after the words "fire department," the words, "and water committee."

#### FOURTH AMENDMENT.

Amend section 40, chapter VI, by striking out all after the words "casting vote," in line 20.

#### FIFTH AMENDMENT.

Amend section 73, chapter VIII, engrossed bill, by striking out of line 19, after the word "treasury," the words, "*provided, however,* that the common council shall have the power to reduce the amount of such appropriations if in its judgment the estimate of the commissioners shall be greater than the amount of the money which, in its judgment, should be expended for the purposes contemplated in such estimate."

#### SIXTH AMENDMENT.

Amend section 73, chapter VIII, of engrossed bill, by striking out of line 6, after the word "business," the words "the board of police commissioners shall audit and allow all necessary expenses of conducting and running the police department," and insert in lieu

thereof the words, "the board of police commissioners have power and may from time to time fix and determine the salaries to be paid to the chief of police, captains of police, and policemen, but such salaries shall not exceed the amount limited in section 74, and they shall audit and allow all necessary expenses of conducting and running the police department."

#### SEVENTH AMENDMENT.

Amend section 73, chapter VIII, of said bill by adding to the said section the words, "and the common council shall, at the same time that other taxes are levied and collected, levy and collect a special tax sufficient to raise the amount so estimated by said board of police commissioners, not exceeding  $3\frac{1}{2}$  mills on the dollar of all the taxable property of said city."

#### EIGHTH AMENDMENT.

Amend section 74, chapter VIII, of said bill by striking out of lines 2 and 3 the words "two hundred dollars," and insert in lieu thereof the words "two hundred and fifty dollars."

#### NINTH AMENDMENT.

Amend section 143, chapter XII, by striking out of said section all after the words "hereinafter provided," in line 26.

#### TENTH AMENDMENT.

Amend section 144, chapter 12, by striking out of line 14 the name "A. H. Breyman."

#### ELEVENTH AMENDMENT.

Amend section 160, subdivision 3, of chapter XII, by striking out all after the word "city," in line 3.

#### TWELFTH AMENDMENT.

Amend chapter XII by adding section 166, as follows: "Sec. 166. All bonds issued and disposed of under this Act shall be exempt from taxation either by this State or any county or municipal corporation therein."

## THIRTEENTH AMENDMENT.

Amend section 177, chapter XIII, by inserting in line 24, said bill, after the word "commissioners," the following words: "not exceeding  $3\frac{1}{2}$  mills on the dollar on all the taxable property of said city."

## FOURTEENTH AMENDMENT.

Amend chapter XIV by adding section 199 $\frac{1}{2}$ , as follows: "Sec. 199 $\frac{1}{2}$ . This Act shall be submitted, for acceptance or rejection, to a vote of the electors of each of the three municipal corporations now existing within the territorial limits defined in section 2, to-wit: The city of Portland, the city of East Portland, and the city of Albina, and for the purpose of taking the vote of the electors of said cities for the acceptance or rejection of this Act, an election shall be held in each of said cities on the first Monday in May, 1889, to be conducted in each according to the existing laws regulating the election of councilmen therein, as far as applicable, except as herein otherwise provided. Each elector who votes upon the acceptance or rejection of this Act shall have printed or written upon his ballot, if voting for its acceptance, the words 'For Consolidation;' and if voting for its rejection, the words 'Against Consolidation.' The mayor of each of said cities shall within five days after such election, certify to the auditor of the city of Portland the result of such election in the city of which he is mayor, which certificate shall designate the number of votes given at such election for consolidation, as also the number of votes so cast against consolidation; and the mayors of said cities shall, on the second Monday in May, 1889, meet at the office of the auditor of the city of Portland and canvass said votes, and declare and cause to be published in three or more newspapers published in Multnomah county, Oregon, the result of such election. If a majority of all the votes given for and against consolidation in each of said cities named in this section shall be given for consolidation, then this Act shall be deemed to be approved and accepted by the electors of said cities, and shall take effect at 12 o'clock noon on the first Monday in July, 1889, and officers shall be elected on the third Monday in June, 1889, to fill all the offices by this Act created, except such as are elsewhere herein provided for; and the terms of such officers so elected shall commence when this Act takes effect. And if a majority of such votes given in either of said cities shall be given against consolidation, then this Act shall be deemed to be rejected by the electors interested, and shall be void and of no effect."



Mr. Northup moved the house concur.

Mr. Roberts moved the previous question, which was sustained.

Mr. Miller of Jackson moved to lay the previous question on the table.

Lost.

"Shall the main question be now put?"

Carried, and the amendments were concurred in.

The Speaker submitted the following:

#### MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
SALEM, Oregon,  
February 20, 1889. }

*Mr. Speaker:*

I am directed by the President to inform you that the senate has passed senate bill No. 209, being a bill to amend the charter of the city of Salem.

And the same is herewith transmitted to you for the consideration of the house.

JOHN H. SHUPE,  
Chief Clerk.

Passed to first reading.

Mr. Wilson moved to suspend the rules and read senate bill No. 209 the first time by title only.

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Armstrong, Bean, Belknap, Blundell, Bowditch, Condon, Crook, Crosno, Derby, Earhart, Fell, Fisher of Polk, Fisher of Multnomah, Geer, Gilbert, Gilham, Hahn, Harrington, Haskell, Howard, Hume, Hunter, Jennings, Kirk, Ladd, Laughlin, Layman, Maxwell, McCoy, Miller of Linn, Moore, Morelock, Paquet, Parker, Roberts, Roe, Short, Stafford, Strowbridge, Waldo, Weed, Williamson, Wilson, and Mr. Speaker—44.

Nays—None.

Absent—Messrs. Apperson, Gambee, Goodnough, Labrie, Miller of Jackson, Moss, Myers, Napton, Northup, Paulsen, Pope, Powell, Price, Ricker, Thomas and Thompson—16.

So the rules were suspended and senate bill No. 209 was read the first time by title.

Mr. Paulsen was excused for the evening.

Mr. Geer moved to allow the Mailing Page \$2.00 per day extra for his services.

Carried.

Mr. Bowditch called to the chair.

Mr. Crosno selected senate bill No. 129, which was read the third time.

"Shall the bill pass?"

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Armstrong, Bean, Belknap, Blundell, Bowditch, Condon, Crook, Crosno, Derby, Earhart, Fell, Fisher of Multnomah, Geer, Gilbert, Gilham, Hahn, Harrington, Haskell, Howard, Hume, Jennings, Kirk, Ladd, Laughlin, Layman, Maxwell, Miller of Jackson, Moore, Morelock, Napton, Paquet, Parker, Pope, Powell, Price, Roberts, Roe, Short, Stafford, Strowbridge, Thomas, Thompson, Waldo, Weed, Williamson, Wilson, and Mr. Speaker—47.

Nays—None.

Absent—Messrs. Apperson, Fisher of Polk, Gambee, Goodnough, Hunter, Labrie, McCoy, Miller of Linn, Moss, Myers, Northup, Paulsen and Ricker—13.

So the bill passed.

Mr. Earhart selected senate bill No. 197, which was read the third time.

"Shall the bill pass?"

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Armstrong, Bean, Belknap, Blundell, Bowditch, Condon, Crook, Crosno, Earhart, Fisher of Polk, Fisher of Multnomah, Geer, Gilbert, Gilham, Hahn, Harrington, Haskell, Howard, Hume, Hunter, Kirk, Ladd, Laughlin, Maxwell, Moore, Paquet, Parker, Pope, Powell, Price, Ricker, Roberts, Roe, Short, Strowbridge, Thomas, Thompson, Weed, and Mr. Speaker—39.

Nays—Messrs. Derby, Jennings, Layman, Miller of Jackson, Morelock, Stafford and Waldo—7.

Absent—Messrs. Apperson, Fell, Gambee, Goodnough, Labrie, McCoy, Miller of Linn, Moss, Myers, Napton, Northup, Paulsen, Williamson and Wilson—14.

So the bill passed, and there being no objection, the title of the bill stood for the title of the Act.

Mr. Crook selected senate bill No. 203.

Mr. J. J. Fisher moved to adjourn.

Lost.

Mr. Ladd moved to suspend the rules and read senate bill No. 203 the second time by title only.

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Armstrong, Belknap, Blundell, Bowditch, Condon, Crook,

Crosno, Derby, Fisher of Polk, Fisher of Multnomah, Geer, Gilbert, Gilham, Haskell, Howard, Hume, Hunter, Kirk, Ladd, Laughlin, Layman, Miller of Jackson, Moore, Morelock, Myers, Paquet, Parker, Pope, Powell, Price, Ricker, Roberts, Roe, Stafford, Strowbridge, Thomas, Thompson, Waldo, Weed, Wilson, and Mr. Speaker—41.

Nays—Messrs. Hahn and Short—2.

Absent—Messrs. Apperson, Bean, Earhart, Fell, Gambee, Goodnough, Harrington, Jennings, Labrie, Maxwell, McCoy, Miller of Linn, Moss, Napton, Northup, Paulsen and Williamson—17.

So the rules were suspended and senate bill No. 203 was read the second time by title.

Mr. Crook moved to suspend the rules and read senate bill No. 203 the third time now.

Messrs. Thomas and Blundell demanded a call of the house.

The roll was called and those absent were Messrs. Apperson, Bean, Belknap, Crosno, Earhart, Fell, Gambee, Goodnough, Kirk, Labrie, McCoy, Miller of Linn, Moss, Myers, Napton, Northup and Paulsen.

Messrs. Apperson, Earhart, Goodnough, Moss, Northup and Paulsen had been previously excused.

The Sergeant-at-Arms had been sent for the absentees.

He soon returned accompanied by several members.

On motion of Mr. Ladd, further proceedings under the call of the house were dispensed with.

On the question of the suspension of the rules for the third reading, the roll was called and the vote was:

Those voting aye were:

Messrs. Armstrong, Bean, Belknap, Blundell, Bowditch, Condon, Crook, Crosno, Derby, Fisher of Polk, Fisher of Multnomah, Geer, Gilbert, Gilham, Hahn, Haskell, Howard, Hume, Hunter, Jennings, Kirk, Ladd, Laughlin, Layman, Maxwell, McCoy, Miller of Jackson, Moore, Morelock, Paquet, Parker, Pope, Powell, Price, Ricker, Roberts, Roe, Short, Strowbridge, Thomas, Thompson, Waldo, Weed, Williamson, Wilson, and Mr. Speaker—46.

Nays—Messrs. Gambee and Miller of Linn—2.

Absent—Messrs. Apperson, Earhart, Fell, Goodnough, Harrington, Labrie, Moss, Myers, Napton, Northup, Paulsen and Stafford—12.

So the rules were suspended.

The Speaker resumed the chair.

Senate bill No. 203 was read the third time.

"Shall the bill pass?"

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Armstrong, Bean, Belknap, Blundell, Bowditch, Condon, Crook, Crosno, Derby, Fisher of Polk, Fisher of Multnomah, Geer, Gilbert, Gilham, Hahn, Haskell, Howard, Hume, Hunter, Kirk, Ladd, Laughlin, Layman, Maxwell, McCoy, Miller of Jackson, Miller of Linn, Moore, Morelock, Myers, Paquet, Parker, Pope, Price, Ricker, Roberts, Roe, Short, Stafford, Strowbridge, Thomas, Waldo, Weed, Williamson, Wilson, and Mr. Speaker—46.

Nays—None.

Absent—Messrs. Apperson, Earhart, Fell, Gambee, Goodnough, Harrington, Jennings, Labrie, Moss, Napton, Northup, Paulsen, Powell and Thompson—14.

So the bill passed.

The committee on enrolled bills submitted the following:

#### REPORT.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
February 20, 1889. }

*Mr. Speaker:*

Your committee on enrolled bills, to whom was referred house bills Nos. 69 and 212, beg leave to report the same back to the house as correctly enrolled.

S. W. CONDON,  
Chairman.

The Speaker announced he was about to sign house bills Nos. 69 and 212, and soon thereafter stated that he had signed them.

The Chair submitted the following:

#### MESSAGE FROM THE SENATE.

SENATE CHAMBER, }  
SALEM, Oregon, }  
February 20, 1889. }

*Mr. Speaker:*

I am directed by the President to inform you that he has signed house bill No. 139.

And the same is herewith transmitted to you.

JOHN H. SHUPE,  
Chief Clerk.

## MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
SALEM, Oregon,  
February 20, 1889. }

*Mr. Speaker:*

I am directed by the President to inform you that the senate has adopted senate joint resolution No. 10, relating to instructions to the Secretary of State to prepare copies of the journals of the two houses of the legislative assembly of the State of Oregon, resolutions and memorials, etc., for the State Printer.

And the same is herewith transmitted for the consideration of the house.

JOHN H. SHUPE,  
Chief Clerk.

Senate joint resolution No. 10 was read.

Mr. Wilson moved the house concur.

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Apperson, Armstrong, Bean, Belknap, Blundell, Bowditch, Condon, Crook, Crosno, Derby, Earhart, Fisher of Polk, Fisher of Multnomah, Gambee, Geer, Gilham, Hahn, Harrington, Haskell, Howard, Hume, Hunter, Jennings, Kirk, Ladd, Laughlin, Layman, Maxwell, McCoy, Miller of Jackson, Miller of Linn, Moore, Morelock, Moss, Myers, Paquet, Pope, Powell, Price, Ricker, Roberts, Roe, Short, Stafford, Strowbridge Thompson, Weed, Williamson, Wilson, and Mr. Speaker—50.

Nays—Mr. Thomas.

Absent—Messrs. Fell, Gilbert, Goodnough, Labrie, Napton, Northup, Parker, Paulsen and Waldo—9.

So the house concurred in senate joint resolution No. 10.

Mr. Condon selected house bill No. 57, which was read the third time.

“Shall the bill pass?”

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Armstrong, Belknap, Blundell, Condon, Crook, Crosno, Derby, Earhart, Fisher of Multnomah, Gilbert, Gilham, Hahn, Howard, Hume, Hunter, Jennings, Ladd, Laughlin, Layman, Moore, Morelock, Paquet, Price, Ricker, Roberts, Stafford, Strowbridge, Thompson, Wilson, and Mr. Speaker—30.

Nays—Messrs. Apperson, Bean, Bowditch, Fisher of Polk, Gambee, Geer, Harrington, Kirk, McCoy, Miller of Linn, Moss, Parker, Pope, Powell, Roe, Short, Thomas and Williamson—18.

Absent—Messrs. Fell, Goodnough, Haskell, Labrie, Maxwell, Miller of Jackson, Myers, Napton, Northup, Paulsen, Waldo and Weed—12.

So the bill failed to pass.

By unanimous consent, Mr. Apperson introduced house bill No. 241, an Act to provide for the general appropriations, and moved to suspend the rules and read the bill the first time by title only.

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Apperson, Armstrong, Bean, Belknap, Blundell, Condon, Crook, Crosno, Derby, Earhart, Fisher of Polk, Fisher of Multnomah, Gambee, Geer, Gilbert, Gilham, Hahn, Harrington, Haskell, Howard, Hume, Hunter, Jennings, Kirk, Ladd, Laughlin, Layman, Maxwell, McCoy, Miller of Jackson, Miller of Linn, Moore, Morelock, Moss, Myers, Paquet, Parker, Pope, Powell, Price, Ricker, Roberts, Roe, Short, Stafford, Strowbridge, Thomas, Thompson, Waldo, Weed, Williamson, Wilson, and Mr. Speaker—53.

Nays—None.

Absent—Messrs. Bowditch, Fell, Goodnough, Labrie, Napton, Northup and Paulsen—7.

So the rules were suspended and house bill No. 241 was read the first time by title.

Mr. Apperson moved to further suspend the rules and read the bill the second time by title now.

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Apperson, Armstrong, Bean, Belknap, Blundell, Bowditch, Condon, Crook, Derby, Earhart, Fisher of Polk, Fisher of Multnomah, Geer, Gilbert, Gilham, Hahn, Harrington, Haskell, Howard, Hume, Hunter, Jennings, Kirk, Ladd, Laughlin, Layman, Maxwell, McCoy, Miller of Jackson, Miller of Linn, Moore, Moss, Myers, Paquet, Parker, Pope, Powell, Price, Ricker, Roberts, Roe, Short, Stafford, Strowbridge, Thomas, Thompson, Waldo, Weed, Williamson, Wilson, and Mr. Speaker—51.

Nays—None.

Absent—Messrs. Crosno, Fell, Gambee, Goodnough, Labrie, Morelock, Napton, Northup and Paulsen—9.

So the rules were suspended and house bill No. 241 was read the second time by title and, on motion of Mr. Apperson, was made a special order for to-morrow at 10 o'clock.

Mr. Belknap selected house bill No. 219.

The committee on claims submitted the following:

## REPORT.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
February 15, 1889. }

*Mr. Speaker:*

Your committee on claims, to whom was referred house bill No. 219, beg leave to report that they have had the same under consideration, and would respectfully report it back to the house with the recommendation that it do pass.

W. B. GILBERT,  
Chairman.

House bill No. 219 was read the third time.

"Shall the bill pass?"

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Apperson, Armstrong, Bean, Belknap, Blundell, Bowditch, Condon, Crosno, Derby, Earhart, Fisher of Polk, Fisher of Multnomah, Gambée, Geer, Gilbert, Gilham, Hahn, Harrington, Howard, Hume, Hunter, Jennings, Kirk, Ladd, Laughlin, Layman, Maxwell, McCoy, Moore, Moss, Parker, Pope, Powell, Price, Ricker, Roberts, Short, Stafford, Strowbridge, Waldo, Weed, Williamson, Wilson, and Mr. Speaker—44.

Nays—Messrs. Roe and Thompson—2.

Absent—Messrs. Crook, Feil, Goodnough, Haskell, Labrie, Miller of Jackson, Miller of Linn, Morelock, Myers, Napton, Northup, Paquet, Paulsen and Thomas—14.

So the bill passed, and there being no objection, the title of the bill stood as the title of the Act.

On motion of Mr. Bowditch, senate bill No. 168 was made a special order for 9:30 A. M. to-morrow.

The hour of 10 o'clock having arrived, the Speaker declared the house adjourned.

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THURSDAY, FEBRUARY 21, 1889.

MORNING SESSION.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
February 21, 1889. }

House called to order at 9:30 o'clock A. M., Mr. Speaker in the chair.

Roll was called, and Messrs. Bean, Earhart, Goodnough, Haskell, Howard, Napton, Thomas, Williamson and Wilson were absent.

On motion of Mr. Thompson, the reading of the journal was dispensed with.

The house proceeded to consider senate bills' only.

The special order of business was taken up, the consideration of senate bill No. 168.

Senate bill No. 168 was read the second time.

Mr. Fell moved to refer to committee on Indian affairs.

Mr. Bowditch moved to amend by suspending the rules and read the bill the third time now.

The chair ruled the motion to refer to take precedence.

The motion to refer was lost.

Mr. Bowditch moved to suspend the rules and read senate bill No. 168 the third time, and place it on its final passage.

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Armstrong, Blundell, Bowditch, Condon, Crook, Crosno, Derby, Fell, Fisher of Polk, Fisher of Multnomah, Gambia, Geer, Gilbert, Gilham, Hahn, Harrington, Hume, Hunter, Jennings, Kirk, Labrie, Ladd, Laughlin, Layman, McCoy, Miller of Jackson, Moore, Morelock, Moss, Myers, Napton, Northup, Paquet, Parker, Paulsen, Pope, Powell, Price, Ricker, Roberts, Roe, Short, Stafford, Strowbridge, Thompson, Waldo, Weed, Williamson, Wilson, and Mr. Speaker—50.

Nays—None.

Absent—Messrs. Apperson, Bean, Belknap, Earhart, Goodnough, Haskell, Howard, Maxwell, Miller of Linn and Thomas—10.

So the rules were suspended.

Senate bill No. 168 was read the third time.

"Shall the bill pass?"

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Bowditch, Crook, Crosno, Fisher of Polk, Gambia, Harrington, Kirk, Miller of Jackson, Moss, Napton, Northup, Parker, Price and Weed—14.

Nays—Messrs. Apperson, Armstrong, Bean, Blundell, Condon, Derby, Earhart, Fell, Fisher of Multnomah, Geer, Gilbert, Hahn, Hume, Hunter, Jennings, Ladd, Laughlin, Layman, McCoy, Miller of Linn, Moore, Morelock, Myers, Paquet, Paulsen, Pope, Powell, Ricker, Roe, Short, Stafford, Strowbridge, Thompson, Waldo, Williamson, Wilson, and Mr. Speaker—37.

Absent—Messrs. Belknap, Gilham, Goodnough, Haskell, Howard, Labrie, Maxwell, Roberts and Thomas—9.



So the bill failed to pass.

The committee on enrolled bills submitted the following:

**REPORT.**

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
February 21, 1889. }

*Mr. Speaker :*

Your committee on enrolled bills, to whom was referred house bill No. 221, beg leave to report the same back to the house as correctly enrolled.

S. W. CONDON,  
Chairman.

The Speaker announced that he was about to sign house bill No. 221, and soon thereafter that he had signed it.

The Speaker submitted the following:

**MESSAGE FROM THE SENATE.**

SENATE CHAMBER, }  
SALEM, Oregon, }  
February 20, 1889. }

*Mr. Speaker :*

I am directed by the President to inform you that the senate has concurred in house amendments to senate bill No. 190.

JOHN H. SHUPE.  
Chief Clerk.

The hour of 10 o'clock having arrived, the special order, the consideration of house bill No. 241, which was the general appropriation bill, was taken up.

On motion of Mr. Apperson, the consideration of house bill No. 241 was deferred until the same was printed and placed upon the desks of the members.

By unanimous consent, the special committee appointed to investigate and report on the workings of the orphans' home in Portland, submitted the following:

**REPORT.**

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
February 18, 1889. }

*Mr. Speaker :*

Your special committee appointed to visit and examine into the

conditions, surroundings and workings of the orphans' home, in company with like committee appointed by the senate for the same purpose, have visited said home, and beg leave to make the following report:

That your committee visited the orphans' home at Portland, and find eighty-two children at said home, with Mistress Wood as matron. We find the home in perfect order, and cannot say too much to its credit.

We, your committee, recommend that the State appropriate three thousand dollars (\$3,000) to the support of said home, the same as the State has appropriated before. And we further recommend that the State appropriate one thousand dollars (\$1,000) for the building of a hospital at the home, as we find it is very much needed, and by all means should be built.

Respectfully submitted,

E. T. HATCH,  
R. M. VEATCH,  
Senate Committee.  
JOHN Q. WILSON,  
J. J. FISHER,  
J. MYERS,  
House Committee.

By unanimous consent, the special committee to examine and report as to the orphans' home at Salem, submitted the following:

#### REPORT.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
February 18, 1889. }

*Mr. Speaker:*

Your special committee appointed to visit and examine into the conditions, surroundings and workings of the orphans' home at Salem, with a like committee appointed by the senate for the same purpose, have visited said home, and beg leave to make the following report:

That we visited the orphans' home at Salem, and found sixteen children in attendance.

That the Ladies Relief Society at Salem, with an appropriation of two thousand dollars on the part of the State, have constructed a neat and comfortable house for the home at the cost of eleven thousand dollars (\$11,000); and whereas your committee recommend that the State appropriate one thousand three hundred and

sixty dollars to pay the balance due on said house for said home, and that it will require one thousand dollars (\$1,000) more to make the necessary improvements; and whereas your committee recommends that the State appropriate said amount of one thousand dollars (\$1,000) for said improvements for the home.

That we cannot express too much gratitude to the matrons and ladies in charge of the home, and whereas your committee recommends the State to appropriate two thousand dollars (\$2,000) for the matron and help at the home; and whereas we find about fifteen acres of land at the home, we recommend that a suitable man be employed to cultivate the lands to the best advantage for the home, and to attend to any other necessary work about the home; and whereas your committee recommends that the State appropriate six hundred dollars (\$600) for said service; and we further recommend that the State appropriate twelve hundred dollars (\$1,200) for the general expenses of the home.

And your committee would most respectfully submit the foregoing report.

E. T. HATCH,  
R. M. VEATCH,  
Senate Committee.  
JOHN Q. WILSON,  
J. J. FISHER,  
J. MYERS,  
House Committee.

On motion of Mr. Wilson, the report was adopted, and was also referred to the committee on ways and means.

Mr. Bean selected senate bill No. 198, which was read the third time.

"Shall the bill pass?"

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Apperson, Armstrong, Bean, Belknap, Blundell, Condon, Crook, Crosno, Derby, Earhart, Fell, Fisher of Polk, Fisher of Multnomah, Gambee, Geer, Gilbert, Gilham, Harrington, Howard, Hume, Hunter, Jennings, Kirk, Ladd, Laughlin, Layman, McCoy, Miller of Linn, Moore, Northup, Paquet, Parker, Paulsen, Pope, Powell, Ricker, Roe, Short, Stafford, Strowbridge, Weed, Williamson, Wilson, and Mr. Speaker—44.

Nays—None.

Absent—Messrs. Bowditch, Goodnough, Hahn, Haskell, Labrie, Maxwell, Miller of Jackson, Morelock, Moss, Myers, Napton, Price, Roberts, Thomas, Thompson and Waldo—16.

So the bill passed.

Mr. Blundell selected senate bill No. 9, which was read the third time.

"Shall the bill pass?"

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Armstrong, Belknap, Blundell, Bowditch, Condon, Crook, Crosno, Derby, Earhart, Fell, Fisher of Polk, Fisher of Multnomah, Gambee, Geer, Gilbert, Gilham, Hahn, Harrington, Haskell, Howard, Hume, Jennings, Kirk, Labrie, Ladd, Laughlin, Layman, McCoy, Miller of Linn, Moore, Myers, Northup, Parker, Paulsen, Pope, Powell, Ricker, Roberts, Roe, Short, Stafford, Strowbridge, Waldo, Weed, Williamson, Wilson, and Mr. Speaker—47.

Nays—None.

Absent—Messrs. Apperson, Bean, Goodnough, Hunter, Maxwell, Miller of Jackson, Morelock, Moss, Napton, Paquet, Price, Thomas and Thompson—13.

So the bill passed.

The committee on enrolled bills submitted the following:

#### REPORT.

HOUSE OF REPRESENTATIVES,  
SALEM, Oregon,  
February 21, 1889. }

*Mr. Speaker:*

Your committee on enrolled bills, to whom was referred house bill No. 72, beg leave to report the same back to the house as correctly enrolled.

S. W. CONDON,  
Chairman.

The Speaker announced that he was about to sign house bill No. 72, and soon thereafter stated that he had signed it.

Mr. Armstrong selected senate bill No. 1, which was read the third time.

"Shall the bill pass?"

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Arnistrong, Bean, Belknap, Bowditch, Condon, Crook, Crosno, Derby, Earhart, Fell, Fisher of Polk, Fisher of Multnomah, Gambee, Geer, Gilbert, Gilham, Hahn, Harrington, Haskell, Howard, Hume, Jennings, Kirk, Labrie, Ladd, Laughlin, Layman, McCoy, Moore, Myers, Paquet, Parker, Paulsen, Pope, Powell, Price, Ricker, Roberts, Short, Stafford, Strowbridge, Thompson, Waldo, Weed, Williamson, Wilson, and Mr. Speaker—47.

Nays—None.

Absent—Messrs. Apperson, Blundell, Goodnough, Hunter, Maxwell, Miller of Jackson, Miller of Linn, Morelock, Moss, Napton, Northup, Roe and Thomas—13.

So the bill passed.

Mr. Apperson selected senate bill No. 108, which was read the first time.

Mr. Wilson moved to suspend the rules and read senate bill No. 108 the second time by title.

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Apperson, Armstrong, Belknap, Blundell, Condon, Crook, Crosno, Derby, Earhart, Fell, Fisher of Polk, Fisher of Multnomah, Gambee, Geer, Gilbert, Gilham, Hahn, Harrington, Haskell, Howard, Hume, Jennings, Kirk, Labrie, Ladd, Laughlin, Layman, McCoy, Moore, Morelock, Myers, Napton, Northup, Paquet, Parker, Paulsen, Pope, Powell, Ricker, Roberts, Roe, Short, Stafford, Strowbridge, Thompson, Waldo, Weed, Williamson, Wilson, and Mr. Speaker—50.

Nays—None.

Absent—Messrs. Bean, Bowditch, Goodnough, Hunter, Maxwell, Miller of Jackson, Miller of Linn, Moss, Price and Thomas—10.

So the rules were suspended and the bill was read the second time by title.

The Speaker submitted the following:

#### MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
SALEM, Oregon,  
February 21, 1889. }

*Mr. Speaker:*

I am directed by the President to inform you that senate bill No. 86, senate bill No. 161, senate bill No. 115, senate bill No. 66, and senate joint resolution No. 9, have been reported correctly enrolled.

And the same are herewith transmitted for your signature.

JOHN H. SHUPE,  
Chief Clerk.

The Speaker announced that he was about to sign senate bill No. 86, senate bill No. 161, senate bill No. 115, senate bill No. 66, and senate joint resolution No. 9, and soon thereafter stated that he had signed them.

Mr. Apperson moved to further suspend the rules and read senate bill No. 108 the third time and place it upon its passage.

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Apperson, Armstrong, Bean, Belknap, Blundell, Bowditch, Condon, Crook, Crosno, Derby, Earhart, Fell, Fisher of Polk, Fisher of Multnomah, Gambee, Geer, Gilbert, Gilham, Hahn, Harrington, Haskell, Howard, Hume, Jennings, Kirk, Labrie, Ladd, Laughlin, Layman, McCoy, Miller of Linn, Moore, Morelock, Myers, Napton, Northup, Paquet, Parker, Paulsen, Pope, Powell, Price, Ricker, Roberts, Roe, Short, Stafford, Strowbridge, Thompson, Waldo, Weed, Williamson, Wilson, and Mr. Speaker—54.

Nays—None.

Absent—Messrs. Goodnough, Hunter, Maxwell, Miller of Jackson, Moss and Thomas—6.

So the rules were suspended.

The Chair submitted the following:

MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
SALEM, Oregon,  
February 21, 1889. }

*Mr. Speaker:*

I am directed by the President to inform you that he has signed house bill No. 212, house bill No. 69 and house bill No. 221.

And the same are herewith returned.

JOHN H. SHUPE,  
Chief Clerk.

Senate bill No. 108 was read the third time.

"Shall the bill pass?"

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Apperson, Armstrong, Belknap, Bowditch, Condon, Derby, Earhart, Fell, Fisher of Polk, Fisher of Multnomah, Gambee, Geer, Gilbert, Gilham, Hahn, Harrington, Haskell, Howard, Hume, Hunter, Jennings, Kirk, Labrie, Ladd, Laughlin, Layman, McCoy, Miller of Jackson, Miller of Linn, Moore, Northup, Paquet, Parker, Paulsen, Pope, Powell, Ricker, Roberts, Roe, Short, Strowbridge, Waldo, Weed, Williamson, Wilson, and Mr. Speaker—46.

Nays—Messrs. Crook, Crosno, Morelock, Napton, Price and Stafford—6.

Absent—Messrs. Bean, Blundell, Goodnough, Maxwell, Moss, Myers, Thomas and Thompson—8.

So the bill passed.

The Speaker submitted the following:

## MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
SALEM, Oregon,  
February 21, 1889. }

*Mr. Speaker :*

I am directed by the President to inform you that the senate has concurred in house joint resolution No. 1.

And the same is herewith transmitted to you for enrollment.

JOHN H. SHUPE,  
Chief Clerk.

## MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
SALEM, Oregon,  
February 21, 1889. }

*Mr. Speaker :*

I am directed by the President to inform you that the senate has passed house bill No. 96.

And the same is herewith transmitted for enrollment.

JOHN H. SHUPE,  
Chief Clerk.

Mr. Northup selected senate bill No. 6.

The committee on claims submitted the following:

## REPORT.

HOUSE OF REPRESENTATIVES,  
SALEM, Oregon,  
February 21, 1889. }

*Mr. Speaker :*

Your committee on claims, to whom was referred senate bill No. 6, recommend that the bill be amended by striking out the words "Joel J.," in line 2 of the printed bill, and inserting in lieu thereof the words, "heirs of."

Also by inserting after the word "Hembree," in said line, the words, "to be paid to the administrator of said A. Hembree;" and they would respectfully report it back to the house with the recommendation that it do pass as amended.

W. B. GILBERT,  
Chairman.

On motion of Mr. Northup, the house concurred in the amend-

ments, and the report was adopted, and on his motion, the bill was placed on its final passage.

Senate bill No. 6 was read the third time.

"Shall the bill pass?"

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Armstrong, Bean, Belknap, Blundell, Bowditch, Condon, Crook, Derby, Fell, Fisher of Polk, Fisher of Multnomah, Gambee, Geer, Gilbert, Gilham, Hahn, Harrington, Haskell, Howard, Hume, Hunter, Jennings, Kirk, Labrie, Ladd, Laughlin, Layman, McCoy, Miller of Jackson, Miller of Linn, Moore, Morelock, Moss, Napton, Northup, Paquet, Paulsen, Pope, Powell, Price, Ricker, Roberts, Roe, Short, Stafford, Stowbridge, Thompson, Waldo, Weed, Wilson, and Mr. Speaker—51.

Nays—Mr. Apperson.

Absent—Messrs. Crosno, Earhart, Goodnough, Maxwell, Myers, Parker, Thomas and Williamson—8.

So the bill passed.

On motion of Mr. Bean, the title of the bill was amended so as to read "the heirs of A. Hembree."

Mr. Wilson moved to suspend the rules and read senate bill No. 209 the second time by title only.

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Apperson, Armstrong, Bean, Belknap, Blundell, Bowditch, Condon, Crook, Derby, Fell, Fisher of Polk, Fisher of Multnomah, Geer, Gilham, Hahn, Harrington, Haskell, Howard, Hume, Hunter, Jennings, Labrie, Ladd, Laughlin, Layman, Maxwell, McCoy, Miller of Jackson, Miller of Linn, Moore, Morelock, Moss, Napton, Paquet, Pope, Powell, Price, Ricker, Roberts, Roe, Short, Stafford, Stowbridge, Waldo, Weed, Wilson, and Mr. Speaker—47.

Nays—Mr. Paulsen.

Absent—Messrs. Crosno, Earhart, Gambee, Gilbert, Goodnough, Kirk, Myers, Northup, Parker, Thomas, Thompson and Williamson—12.

So the rules were suspended and senate bill No. 209 was read the second time by title.

Mr. Wilson moved to further suspend the rules and read senate bill No. 209 the third time now.

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Apperson, Armstrong, Bowditch, Condon, Crook, Derby, Fell, Fisher of Polk, Geer, Gilham, Hahn, Harrington, Haskell, Howard, Hunter, Jennings, Labrie, Ladd, Laughlin, Layman, Max-



well, McCoy, Miller of Jackson, Miller of Linn, Moore, Morelock, Moss, Northup, Paquet, Parker, Powell, Ricker, Roberts, Short, Stafford, Strowbridge, Thompson, Waldo, Weed, Wilson, and Mr. Speaker—41.

Nays—Mr. Paulsen.

Absent—Messrs. Bean, Belknap, Blundell, Crosno, Earhart, Fisher of Multnomah, Gambee, Gilbert, Goodnough, Hume, Kirk, Myers, Napton, Pope, Price, Roe, Thomas and Williamson—18.

So the rules were suspended.

Senate bill No. 209 was read the third time.

“Shall the bill pass?”

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Apperson, Bean, Condon, Crook, Derby, Fell, Fisher of Polk, Fisher of Multnomah, Geer, Gilbert, Gilham, Hahn, Harrington, Haskell, Howard, Hume, Hunter, Jennings, Labrie, Ladd, Laughlin, Layman, Maxwell, McCoy, Miller of Jackson, Miller of Linn, Moore, Morelock, Moss, Northup, Parker, Pope, Powell, Price, Ricker, Short, Stafford, Strowbridge, Thompson, Waldo, Weed, Williamson, Wilson, and Mr. Speaker—44.

Nays—None.

Absent—Messrs. Armstrong, Belknap, Blundell, Bowditch, Crosno, Earhart, Gambee, Goodnough, Kirk, Myers, Napton, Paquet, Paulsen, Roberts, Roe and Thomas—16.

So the bill passed.

The Chair submitted the following:

#### MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
SALEM, Oregon,  
February 21, 1889. }

*Mr. Speaker:*

I am directed by the President to inform you that the senate has passed house bill No. 141.

And the same is herewith transmitted for enrollment.

JOHN H. SHUPE,  
Chief Clerk.

Mr. Gilbert moved that in the consideration of senate bills, the roll be called and the members select their bills in alphabetical order.

Mr. Laughlin moved to amend by commencing in the middle of the roll call and go both ways.

The amendment was adopted, and the motion as amended prevailed.

Mr. Laughlin selected senate bill No. 47.

Mr. Weed moved to suspend the rules and read senate bill No. 47 the second time by title only.

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Apperson, Bean, Belknap, Blundell, Bowditch, Condon, Crosno, Derby, Fell, Fisher of Polk, Fisher of Multnomah, Geer, Gilham, Hahn, Harrington, Haskell, Howard, Hume, Hunter, Jennings, Labrie, Ladd, Laughlin, Layman, Maxwell, Miller of Linn, Moore, Morelock, Napton, Northup, Parker, Paulsen, Pope, Powell, Price, Roe, Short, Stafford, Strowbridge, Waldo, Weed, Williamson, Wilson, and Mr. Speaker—44.

Nays—None.

Absent—Messrs. Armstrong, Crook, Earhart, Gambee, Gilbert, Goodnough, Kirk, McCoy, Miller of Jackson, Moss, Myers, Paquet, Ricker, Roberts, Thomas and Thompson—16.

So the rules were suspended and senate bill No. 47 was read the second time by title.

Mr. Weed moved to further suspend the rules and read senate bill No. 47 the third time now.

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Apperson, Bean, Belknap, Blundell, Condon, Crook, Crosno, Derby, Fisher of Polk, Fisher of Multnomah, Geer, Gilbert, Gilham, Hahn, Harrington, Haskell, Howard, Hume, Hunter, Jennings, Labrie, Ladd, Laughlin, Layman, Maxwell, Miller of Linn, Moore, Morelock, Moss, Napton, Northup, Paulsen, Powell, Roe, Short, Stafford, Strowbridge, Waldo, Weed, Williamson, Wilson, and Mr. Speaker—42.

Nays—None.

Absent—Messrs. Armstrong, Bowditch, Earhart, Fell, Gambee, Goodnough, Kirk, McCoy, Miller of Jackson, Myers, Paquet, Parker, Pope, Price, Ricker, Roberts, Thomas and Thompson—18.

So the rules were suspended.

Senate bill No. 47 was read the third time.

"Shall the bill pass?"

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Apperson, Armstrong, Bean, Belknap, Condon, Crosno, Derby, Fell, Fisher of Polk, Fisher of Multnomah, Geer, Gilbert, Gilham, Hahn, Harrington, Haskell, Howard, Hume, Hunter, Jennings, Labrie, Ladd, Laughlin, Layman, Maxwell, Moore, Morelock,

Myers, Napton, Northup, Parker, Paulsen, Powell, Price, Ricker, Roberts, Short, Stafford, Strowbridge, Waldo, Weed, Williamson, Wilson, and Mr. Speaker—44.

Nays—None.

Absent—Messrs. Blundell, Bowditch, Crook, Earhart, Gambee, Goodnough, Kirk, McCoy, Miller of Jackson, Miller of Linn, Moss, Paquet, Pope, Roe, Thomas and Thompson—16.

So the bill passed.

Mr. Condon was called to the chair.

Mr. Layman selected senate bill No. 22, which was read the third time.

Mr. Layman and Mr. Geer demanded a call of the house.

The roll was called, and the absentees were Messrs. Bean, Belknap, Blundell, Bowditch, Crook, Earhart, Gambee, Goodnough, Haskell, Kirk, McCoy, Myers, Napton, Paquet, Pope, Short, Thomas and Williamson.

Mr. Goodnough was excused.

The Sergeant-at-Arms was sent after the absent members, and soon appeared with Messrs. Bean, Belknap, Blundell, Bowditch, Gambee, Haskell, Kirk, McCoy, Myers, Napton, Paquet, Pope, Short and Williamson, who were recorded present.

On motion of Mr. Bean, further business under the call of the house was dispensed with.

"Shall the bill pass?"

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Apperson, Armstrong, Bean, Condon, Crosno, Earhart, Fell, Fisher of Polk, Fisher of Multnomah, Geer, Gilbert, Gilham, Hahn, Harrington, Haskell, Howard, Hume, Hunter, Kirk, Labrie, Ladd, Laughlin, Layman, Maxwell, Miller of Jackson, Moore, Moss, Napton, Northup, Paquet, Parker, Paulsen, Pope, Powell, Price, Roe, Short, Stafford, Strowbridge, Thompson, Waldo, Weed, Wilson, and Mr. Speaker—44.

Nays—Messrs. Belknap, Derby, Jennings, Miller of Linn, Morelock, Ricker and Roberts—7.

Absent—Messrs. Blundell, Bowditch, Crook, Gambee, Goodnough, McCoy, Myers, Thomas and Williamson—9.

So the bill passed.

Mr. Roberts submitted house joint resolution No. 12.

#### HOUSE JOINT RESOLUTION NO. 12.

*Resolved by the House, the Senate concurring:*

That this legislative assembly does not endorse the action of Governor Penoyer in his removal of the board of railroad commis-

sioners, and that it is the belief of this assembly that the officers of said board were efficient, honorable men, and that there was no legal or just cause for their removal.

Mr. Roberts moved the adoption of house joint resolution No. 12.

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Apperson, Belknap, Blundell, Condon, Crook, Crosno, Derby, Earhart, Fell, Fisher of Multnomah, Geer, Gilbert, Gilham, Haskell, Hume, Hunter, Jennings, Kirk, Ladd, Laughlin, Moore, Paulsen, Pope, Powell, Roberts, Roe, Strowbridge, Thompson, Weed, Wilson, and Mr. Speaker—31.

Nays—Messrs. Armstrong, Bowditch, Fisher of Polk, Gambee, Hahn, Miller of Jackson, Miller of Linn, Morelock, Moss, Myers, Napton, Parker, Price, Short and Waldo—15.

Absent—Messrs. Bean, Goodnough, Harrington, Howard, Labrie, Layman, Maxwell, McCoy, Northup, Paquet, Ricker, Stafford, Thomas and Williamson—14.

So house joint resolution No. 12 was adopted.

Mr. Harrington introduced house resolution No. 33.

#### HOUSE RESOLUTION NO. 33.

*Resolved*, That the Chief Clerk and First Assistant Clerk be allowed ten days extra in which to complete the journal.

On motion of Mr. Harrington, the resolution was adopted.

Mr. Ladd selected senate bill No. 142.

Mr. Ladd moved to suspend the rules and read senate bill No. 142 the first time by title only.

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Apperson, Bean, Belknap, Blundell, Condon, Crook, Crosno, Derby, Earhart, Fell, Fisher of Polk, Fisher of Multnomah, Gambee, Geer, Gilbert, Gilham, Goodnough, Hahn, Harrington, Haskell, Howard, Hume, Hunter, Labrie, Ladd, Laughlin, Layman, Maxwell, McCoy, Miller of Jackson, Miller of Linn, Moore, Moss, Myers, Napton, Paquet, Parker, Paulsen, Pope, Powell, Price, Ricker, Roberts, Roe, Short, Stafford, Strowbridge, Thompson, Waldo, Weed, Williamson, Wilson, and Mr. Speaker—53.

Nays—None.

Absent—Messrs. Armstrong, Bowditch, Jennings, Kirk, Morelock, Northup and Thomas—7.

So the rules were suspended and senate bill No. 142 was read the first time by title.

Mr. Ladd moved to further suspend the rules and read senate bill No. 142 the second time by title only.

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Apperson, Armstrong, Bean, Belknap, Blundell, Bowditch, Condon, Crook, Crosno, Derby, Earhart, Fell, Fisher of Polk, Fisher of Multnomah, Gambee, Geer, Gilbert, Gilham, Goodnough, Hahn, Harrington, Haskell, Howard, Hume, Labrie, Ladd, Laughlin, Layman, Maxwell, Miller of Jackson, Miller of Linn, Moore, Moss, Myers, Napton, Paquet, Parker, Paulsen, Pope, Powell, Price, Ricker, Roberts, Roe, Short, Stafford, Strowbridge, Thompson, Waldo, Weed and Williamson—51.

Nays—None.

Absent—Messrs. Hunter, Jennings, Kirk, McCoy, Morelock, Northup, Thomas, Wilson, and Mr. Speaker—9.

So the rules were suspended and senate bill No. 142 was read the second time by title.

Mr. Ladd moved to suspend the rules and read senate bill No. 142 the third time now, and place the same on its final passage.

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Apperson, Armstrong, Bean, Belknap, Blundell, Condon, Crosno, Derby, Earhart, Fell, Fisher of Polk, Fisher of Multnomah, Gambee, Geer, Gilham, Goodnough, Hahn, Harrington, Haskell, Howard, Hume, Kirk, Labrie, Ladd, Laughlin, Layman, Maxwell, McCoy, Miller of Jackson, Miller of Linn, Moore, Moss, Myers, Napton, Northup, Paquet, Paulsen, Pope, Powell, Price, Ricker, Roberts, Roe, Short, Stafford, Strowbridge, Thompson, Waldo, Weed and Williamson—50.

Nays—None.

Absent—Messrs. Bowditch, Crook, Gilbert, Hunter, Jennings, Morelock, Parker, Thomas, Wilson, and Mr. Speaker—10.

So the rules were suspended.

Senate bill No. 142 was read the third time.

“Shall the bill pass?”

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Apperson, Armstrong, Bean, Belknap, Blundell, Bowditch, Condon, Crook, Crosno, Derby, Earhart, Fell, Fisher of Polk, Fisher of Multnomah, Gambee, Geer, Gilbert, Gilham, Hahn, Harrington, Haskell, Howard, Hume, Jennings, Labrie, Ladd, Laughlin, Layman, Maxwell, McCoy, Miller of Jackson, Moore, Morelock, Moss, Myers, Napton, Northup, Paquet, Parker, Paulsen, Pope, Powell, Price, Ricker, Roberts, Roe, Stafford, Strowbridge, Thompson, Waldo, Weed, Williamson, Wilson, and Mr. Speaker—54.

Nays—None.

Absent—Messrs. Goodnough, Hunter, Kirk, Miller of Linn, Short and Thomas—6.

So the bill passed.

Mr. Paulsen was granted leave of absence during the balance of the morning session.

Mr. Maxwell selected senate bill No. 185, which was read the third time.

“Shall the bill pass?”

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Apperson, Armstrong, Bean, Belknap, Bowditch, Condon, Derby, Earhart, Fisher of Polk, Fisher of Multnomah, Gambec, Geer, Gilbert, Gilham, Goodnough, Hahn, Harrington, Haskell, Howard, Hume, Jennings, Kirk, Labrie, Laughlin, Layman, Maxwell, McCoy, Miller of Jackson, Miller of Linn, Moore, Morelock, Moss, Myers, Napton, Northup, Parker, Powell, Ricker, Roberts, Roe, Stafford, Strowbridge, Thompson, Waldo, Weed, Williamson, Wilson, and Mr. Speaker—48.

Nays—None.

Absent—Messrs. Blundell, Crook, Crosno, Fell, Hunter, Ladd, Paquet, Paulsen, Pope, Price, Short and Thomas—12.

So the bill passed.

Mr. Labrie selected senate bill No. 15.

Mr. Roberts moved to suspend the rules and read senate bill No. 15 the second time by title only.

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Armstrong, Bean, Belknap, Bowditch, Condon, Derby, Earhart, Fell, Fisher of Polk, Fisher of Multnomah, Gambec, Geer, Gilbert, Gilham, Goodnough, Hahn, Harrington, Haskell, Howard, Jennings, Kirk, Labrie, Ladd, Laughlin, Layman, Maxwell, McCoy, Miller of Linn, Moore, Morelock, Moss, Myers, Napton, Northup, Paquet, Parker, Pope, Powell, Price, Ricker, Roberts, Roe, Stafford, Strowbridge, Thompson, Waldo, Weed, Williamson, Wilson, and Mr. Speaker—50.

Nays—None.

Absent—Messrs. Apperson, Blundell, Crook, Crosno, Hume, Hunter, Miller of Jackson, Paulsen, Short and Thomas—10.

So the rules were suspended and senate bill No. 15 was read the second time by title.

Mr. Roberts moved to further suspend the rules and read senate bill No. 15 the third time now.

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Apperson, Armstrong, Bean, Belknap, Bowditch, Condon, Crosno, Derby, Earhart, Fell, Fisher of Polk, Fisher of Multnomah, Gambee, Gilbert, Gilham, Goodnough, Hahn, Harrington, Haskell, Howard, Hume, Jennings, Kirk, Labrie, Ladd, Laughlin, McCoy, Miller of Linn, Moore, Moss, Myers, Napton, Northup, Parker, Powell, Price, Ricker, Roberts, Roe, Strowbridge, Thompson, Waldo, Weed, Williamson, Wilson, and Mr. Speaker—46.

Nays—None.

Absent—Messrs. Blundell, Crook, Geer, Hunter, Layman, Maxwell, Miller of Jackson, Morelock, Paquet, Paulsen, Pope, Short, Stafford and Thomas—14.

So the rules were suspended.

The Speaker resumed the chair.

Senate bill No. 15 was read the third time.

"Shall the bill pass?"

On this question the roll was called and the vote was :

Those voting aye were :

Messrs. Armstrong, Bean, Bowditch, Condon, Earhart, Fisher of Multnomah, Geer, Gilbert, Gilham, Harrington, Haskell, Jennings, Kirk, Labrie, Ladd, McCoy, Miller of Linn, Moore, Morelock, Moss, Napton, Powell, Price, Roberts, Roe, Stafford, Strowbridge, Waldo, Weed, Williamson, and Mr. Speaker—31.

Nays—Messrs. Apperson, Fisher of Polk, Hahn, Howard, Laughlin, Layman, Paquet, Parker, Short, Thompson and Wilson—11.

Absent—Messrs. Belknap, Blundell, Crook, Crosno, Derby, Fell, Gambee, Goodnough, Hume, Hunter, Maxwell, Miller of Jackson, Myers, Northup, Paulsen, Pope, Ricker and Thomas—18.

So the bill passed.

On motion of Mr. Armstrong, the house adjourned.

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#### AFTERNOON SESSION.

House called to order at 1:30 o'clock P. M., Mr. Speaker in the chair.

The roll was called, and Messrs. Bean, Gambee, Morelock, Price, Roe and Williamson were absent.

The committee on enrolled bills submitted the following:

## REPORT.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
February 21, 1889. }

*Mr. Speaker :*

Your committee on enrolled bills, to whom was referred house bills Nos. 195, 19, 141 and 114, beg leave to report the same back to the house as correctly enrolled.

S. W. CONDON,  
Chairman.

The Speaker announced that he was about to sign house bills Nos. 195, 19, 141 and 114, and soon thereafter stated that he had signed them.

Mr. McCoy's name was called, and passed without prejudice.

Mr. Thompson introduced house resolution No. 34.

## HOUSE RESOLUTION NO. 34.

*Resolved,* That the house committee on ways and means have permission to explain each item in the general appropriation bill, when called on to do so, for the information of the house.

On motion of Mr. Thompson, the resolution was adopted.

On motion of Mr. Apperson, the house resolved itself into a committee of the whole, with Mr. Hume in the chair, to consider house bill No. 241.

After a time spent therein the committee of the whole house arose and submitted the following:

## REPORT.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
February 21, 1889. }

*Mr. Speaker :*

Your committee of the whole, to whom was referred house bill No. 241, beg leave to report that we have had the same under consideration, and recommend that—

Section 1 be adopted as read.



## FIRST AMENDMENT.

Amend section 2 by striking out of line 27 the figures "727" and inserting in lieu thereof "the sum of "\$814.24."

## SECOND AMENDMENT.

Amend lines 32, 33 and 34 by striking them out, and insert the following: "For lighting public buildings, Act of November 30, 1885, \$10,000."

## THIRD AMENDMENT.

Amend section 2 by inserting the following: "For pay of railroad commissioners and clerk, as per Act passed in 1889, \$19,000."

## FOURTH AMENDMENT.

Amend section 2, line 76, by inserting "\$5,000" instead of "\$3,000."

## FIFTH AMENDMENT.

Amend section 2, line 77, by striking out "\$3,000" and inserting "\$5,000."

## SIXTH AMENDMENT.

Amend section 2 by striking out line 85.  
Section 3 be adopted as read.  
Section 4 be adopted as read.  
Section 5 be adopted as read.  
Section 6 be adopted as read.

## SEVENTH AMENDMENT.

Amend section 7 by striking out "\$19,000" and inserting "\$20,000."

Section 8 be adopted as read.  
Section 9 be adopted as read.  
Section 10 be adopted as read.  
Section 11 be adopted as read.  
Section 12 be adopted as read.  
Section 13 be adopted as read.

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Section 14 be adopted as read.

Section 15 be adopted as read.

EIGHTH AMENDMENT.

Amend section 16 by inserting after the word "paid," in the fourth line, the following: "upon swamp lands to which the State is unable to give title to the applicant, and."

Section 16 be adopted as amended.

Section 17 be adopted as read.

That the committee report the bill back to the house with the recommendation that it do pass, as amended.

W. T. HUME,  
Chairman.

On motion of Mr. Apperson, the report was adopted and the amendments concurred in.

Mr. Hunter was excused for the remainder of the day, by unanimous consent.

The special committee on mileage submitted the following report:

HOUSE OF REPRESENTATIVES,  
SALEM, Oregon, February 21, 1889. }

*Mr. Speaker:*

Your committee on mileage beg to report that they have had the same under consideration, and herewith submit the report:

Names.	Miles traveled.	Amount due.
Apperson .....	74	\$ 11 10
Armstrong .....	3	45
Bean .....	568	85 29
Belknap .....	140	21 00
Blundell .....	354	53 10
Bowditch .....	590	88 50
Condon .....	150	22 50
Crook .....	800	120 00
Crosno .....	202	30 30
Derby .....	200	30 00
Earhart .....	106	15 90
Fell .....	504	75 60
Fisher of Polk .....	40	6 00
Fisher of Multnomah .....	212	31 80
Gambree .....	664	99 60
Geer .....	96	14 40
Gilbert .....	106	15 90
Gilham .....	1254	188 10
Goodnough .....	724	108 60
Hahn .....	328	49 20
Harrington .....	106	15 90
Haskell .....	818	122 70
Howard .....	502	75 30
Hume .....	106	15 90
Hunter .....	868	130 20
Jennings .....	140	21 00
Kirk .....	604	90 60
Labrie .....	300	45 00
Ladd .....	256	38 40
Laughlin .....	256	38 40
Layman .....	32	4 80
Maxwell .....	344	51 60
McCoy .....	326	48 90
Miller of Jackson .....	580	87 00
Miller of Linn .....	82	12 30
Moore .....	166	24 90
Morelock .....	374	56 10
Moss .....	1064	159 60
Myers .....	216	36 90
Napton .....	1192	178 80
Northrup .....	106	15 90
Paquet .....	74	11 10
Parker .....	428	64 20
Paulsen .....	124	18 60
Pope .....	156	23 40
Powell .....	31	5 10
Price .....	562	84 30
Ricker .....	372	55 80
Roberts .....	600	90 00
Roe .....	800	133 20
Short .....	164	24 60
Stafford .....	164	24 60
Stowbridge .....	106	15 90
Thomas .....	496	74 40
Thompson .....	210	31 50
Weed .....	212	31 80
Williamson .....	560	84 00
Wilson .....	104	15 60
Mr. Speaker .....	280	42 00

J. V. POPE,  
Chairman.

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On motion of Mr. Pope, the report was adopted.  
The Speaker submitted the following:

## MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
SALEM, Oregon,  
February 21, 1889. }

*Mr. Speaker:*

I am directed by the President to inform you that the senate has passed house bill No. 155.

And the same is herewith transmitted for enrollment.

JOHN H. SHUPE,  
Chief Clerk.

## MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
SALEM, Oregon,  
February 21, 1889. }

*Mr. Speaker:*

I am directed by the President to inform you that the senate has concurred in house joint resolution No. 12.

And the same is herewith transmitted for enrollment.

JOHN H. SHUPE,  
Chief Clerk.

## MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
SALEM, Oregon,  
February 21, 1889. }

*Mr. Speaker:*

I am directed by the President to inform you that the senate has adopted senate concurrent resolution No. 11, providing for the time of holding a joint session of the two houses for the election of one Librarian, three Pilot Commissioners, three Railroad Commissioners, three Fish Commissioners, and one Boatman.

And the same is herewith transmitted for the consideration of the house.

JOHN H. SHUPE,  
Chief Clerk.

On motion of Mr. Geer, the house concurred in senate concurrent resolution No. 11.

The committee on enrolled bills submitted the following:

REPORT.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
February 21, 1889. }

*Mr. Speaker :*

Your committee on enrolled bills, to whom was referred house bill No. 226, beg leave to report the same back to the house as correctly enrolled.

S. W. CONDON,  
Chairman.

REPORT.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
February 21, 1889. }

*Mr. Speaker :*

Your committee on enrolled bills, to whom was referred house bill No. 96 and house joint resolution No. 1, beg leave to report the same back to the house as correctly enrolled.

S. W. CONDON,  
Chairman.

The Speaker announced that he was about to sign house bills Nos. 226 and 96, and house joint resolution No. 1, and soon thereafter stated that he had so signed.

The Speaker submitted the following :

MESSAGE FROM THE SENATE.

SENATE CHAMBER, }  
SALEM, Oregon, }  
February 21, 1889. }

*Mr. Speaker :*

I am directed by the President to inform you that the senate has passed house bill No. 59, with amendments thereto attached.

And the same is herewith transmitted for enrollment.

JOHN H. SHUPE,  
Chief Clerk.

AMENDMENTS TO HOUSE BILL NO. 59.

Amend section 1, line 2, by striking out the words "second Monday of September" and insert "fourth Monday in August and November."

Change section 1 to section 2.

On motion of Mr. Maxwell, the amendments were adopted, and the house concurred.

The Speaker submitted the following:

MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
SALEM, Oregon,  
February 21, 1889. }

*Mr. Speaker:*

I am directed by the President to inform you that the senate has passed house bill No. 26, with amendment thereto attached.

And the same is herewith transmitted to you for enrollment.

JOHN H. SHUPE,  
Chief Clerk.

AMENDMENT TO HOUSE BILL NO. 26.

Amend by inserting the word and figure "Section 2" at the beginning of line 13.

On motion of Mr. Ladd, the house concurred in the amendment.

The Speaker submitted the following:

MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
SALEM, Oregon,  
February 21, 1889. }

*Mr. Speaker:*

I am directed by the President to inform you that the senate has passed house bill No. 17.

And the same is herewith transmitted for enrollment.

JOHN H. SHUPE,  
Chief Clerk.

MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
SALEM, Oregon,  
February 21, 1889. }

*Mr. Speaker:*

I am directed by the President to inform you that the senate has passed house bill No. 106.

And the same is herewith transmitted to you for enrollment.

JOHN H. SHUPE,  
Chief Clerk.

## MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
SALEM, Oregon,  
February 21, 1889. }

*Mr. Speaker :*

I am directed by the President to inform you that the senate has passed house bill No. 83, with amendments thereto attached.

And the same is herewith transmitted to you for enrollment.

JOHN H. SHUPE,  
Chief Clerk.

## AMENDMENTS TO HOUSE BILL NO. 83.

Add after the word "thereby," in line 5, of section 1, of printed bill, the following:

"Having first paid or tendered to the owner thereof the compensation or damages, as hereinafter prescribed."

Also strike out all of section 6, and insert the following:

"Section 6. Inasmuch as there is no law on this subject, this Act shall be in force from and after its approval by the Governor."

On motion of Mr. Thompson, the house concurred in the amendments.

## MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
SALEM, Oregon,  
February 21, 1889. }

*Mr. Speaker :*

I am directed by the President to inform you that the senate has passed house bill No. 50.

And the same is herewith transmitted for enrollment.

JOHN H. SHUPE,  
Chief Clerk.

## MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
SALEM, Oregon,  
February 21, 1889. }

*Mr. Speaker :*

I am directed by the President to inform you that the senate has passed house bill No. 28 and house bill No. 145.

And the same are herewith transmitted for enrollment.

JOHN H. SHUPE,  
Chief Clerk.

## MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
SALEM, Oregon,  
February 21, 1889. }

*Mr. Speaker :*

I am directed by the President to inform you that the senate has passed house bill No. 81.

And the same is herewith transmitted for enrollment.

JOHN H. SHUPE,  
Chief Clerk.

## MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
SALEM, Oregon,  
February 21, 1889. }

*Mr. Speaker :*

I am directed by the President to inform you that he has signed house bill No. 195, house bill No. 114, house bill No. 141 and house bill No. 19.

And the same are herewith returned.

JOHN H. SHUPE,  
Chief Clerk.

## MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
SALEM, Oregon,  
February 21, 1889. }

*Mr. Speaker :*

I am directed by the President to inform you that the senate has concurred in the house amendments to senate bill No. 6.

JOHN H. SHUPE,  
Chief Clerk.

## MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
SALEM, Oregon,  
February 21, 1889. }

*Mr. Speaker :*

I am directed by the President to inform you that he has signed house bill No. 72.

And the same is herewith returned.

JOHN H. SHUPE,  
Chief Clerk.



## MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
SALEM, Oregon,  
February 21, 1889. }

*Mr. Speaker :*

I am directed by the President to inform you that the senate has passed house bill No. 7.

And the same is herewith transmitted for enrollment.

JOHN H. SHUPE,  
Chief Clerk.

## MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
SALEM, Oregon,  
February 21, 1889. }

*Mr. Speaker :*

I am directed by the President to inform you that the senate has passed house bill No. 18, with amendments thereto attached.

And the same is herewith transmitted to you for the consideration of the house and enrollment.

JOHN H. SHUPE,  
Chief Clerk.

## FIRST AMENDMENT.

In section 7, line 3, strike out the words "third," "June," "second," "of December," and insert thereof "second," "March," "first," and "in October."

## SECOND AMENDMENT.

Strike out all of lines 5 and 6, in section 1, of printed bill, after the word "river," in line 5, up to and including the word "river," in line 6, and insert instead thereof "to south line of township 2 south, where it crosses the said John Day river; thence west along the said south line of township 2 south to the middle of the Deschutes river.

## THIRD AMENDMENT.

"Section 12. The county court, at its first regular session, shall appoint a stock inspector, whose salary shall be one hundred dollars per annum, to be paid quarterly."

## FOURTH AMENDMENT.

In section 12, printed bill, strike out "12" and insert "13."

On motion of Mr. McCoy, the house concurred in the amendments.

The Speaker submitted the following:

## MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
SALEM, Oregon,  
February 21, 1889. }

*Mr. Speaker:*

I am directed by the President to inform you that the senate has passed house bill No. 39, with the amendment thereto attached.

And the same is herewith transmitted for the consideration of the house and enrollment.

JOHN H. SHUPE,  
Chief Clerk.

## AMENDMENT.

By inserting the word "dog" after the word "hog" in line 7, of printed bill.

On motion of Mr. Hume, the house concurred in the amendment.

The Speaker submitted the following:

## MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
SALEM, Oregon,  
February 21, 1889. }

*Mr. Speaker:*

I am directed by the President to inform you that the senate has passed house bill No. 4, with amendment thereto attached.

And the same is herewith transmitted to you for the consideration of the house and enrollment.

JOHN H. SHUPE,  
Chief Clerk.

## AMENDMENT.

Add after the word "paid," in line 8, section 1, of the printed bill, the following: "and proving said fact to the satisfaction of said recorder of conveyances or the county clerk."

On motion of Mr. Harrington, the house concurred in the amendment.

The Speaker submitted the following:

MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
SALEM, Oregon,  
February 21, 1889. }

*Mr. Speaker:*

I am directed by the President to inform you that senate bill No. 95 has been reported correctly enrolled.

And the same is herewith transmitted for your signature.

JOHN H. SHUPE,  
Chief Clerk.

The Speaker announced that he was about to sign senate bill No. 95, and soon thereafter stated that he had signed it.

Mr. Armstrong asked unanimous consent to take up senate bill 137, but objections were made and consent denied.

Mr. McCoy selected senate bill No. 208, which was read the first time.

Mr. McCoy moved to suspend the rules and read senate bill No. 208 the second time by title now.

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Armstrong, Bean, Belknap, Condon, Crosno, Derby, Fisher of Polk, Fisher of Multnomah, Gambée, Gilbert, Gilham, Goodnough, Hahn, Harrington, Haskell, Howard, Hume, Jennings, Kirk, Labrie, Ladd, Laughlin, Layman, McCoy, Miller of Jackson, Miller of Linn, Moore, Myers, Northup, Paquet, Parker, Paulsen, Powell, Price, Ricker, Roberts, Roe, Short, Stafford, Strowbridge, Thomas, Thompson, Waldo, Williamson, Wilson, and Mr. Speaker—46.

Nays—None.

Absent—Messrs. Apperson, Blundell, Bowditch, Crook, Earhart, Fell, Geer, Hunter, Maxwell, Morelock, Moss, Napton, Pope and Weed—14.

So the rules were suspended and senate bill No. 208 was read the second time by title.

Mr. McCoy moved to further suspend the rules and read senate bill No. 208 the third time now.

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Armstrong, Bean, Belknap, Condon, Crosno, Derby, Fisher

of Polk, Fisher of Multnomah, Gambee, Gilham, Goodnough, Hahn, Harrington, Haskell, Howard, Hume, Jennings, Kirk, Labrie, Ladd, Laughlin, Layman, McCoy, Miller of Jackson, Miller of Linn, Morelock, Moss, Myers, Napton, Northup, Paquet, Parker, Paulsen, Powell, Price, Ricker, Roberts, Roe, Short, Stafford, Strowbridge, Thomas, Thompson, Waldo, Weed, Williamson, Wilson, and Mr. Speaker—48.

Nays—None.

Absent—Messrs. Apperson, Blundell, Bowditch, Crook, Earhart, Fell, Geer, Gilbert, Hunter, Maxwell, Moore and Pope—12.

So the rules were suspended.

Senate bill No. 208 was read the third time.

“Shall the bill pass?”

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Armstrong, Bean, Belknap, Condon, Crosno, Derby, Fisher of Polk, Fisher of Multnomah, Gambee, Gilbert, Gilham, Goodnough, Hahn, Harrington, Haskell, Howard, Hume, Jennings, Kirk, Ladd, Laughlin, Layman, McCoy, Miller of Jackson, Miller of Linn, Moore, Morelock, Moss, Myers, Northup, Paquet, Parker, Paulsen, Powell, Price, Ricker, Roberts, Roe, Short, Stafford, Strowbridge, Thomas, Thompson, Waldo, Weed, Wilson, and Mr. Speaker—47.

Nays—None.

Absent—Messrs. Apperson, Blundell, Bowditch, Crook, Earhart, Fell, Geer, Hunter, Labrie, Maxwell, Napton, Pope and Williamson—13.

So the bill passed.

The Speaker submitted the following:

#### MESSAGE FROM THE GOVERNOR.

STATE OF OREGON,

EXECUTIVE DEPARTMENT,

SALEM, February 21, 1889. }

*To the Honorable Speaker of the House of Representatives:*

I am directed by the Governor to inform you that he has approved and signed the following bills:

House bill No. 132, senate bill No. 177, senate bill No. 90, house bill No. 5, house bill No. 64, senate bill No. 199, and the same have been filed in the office of the Secretary of State.

The following bills have been filed in the office of the Secretary of State to become laws without the Governor's signature:

House bill No. 85, house bill No. 71, senate bill No. 191, senate bill No. 35 and senate bill No. 3.

WM. A. MUNLY,  
Private Secretary.

The Speaker submitted the following:

MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
SALEM, Oregon,  
February 21, 1889. }

*Mr. Speaker :*

I am directed by the President to inform you that the senate has passed house bill No. 102.

And the same is herewith transmitted for enrollment.

JOHN H. SHUPE,  
Chief Clerk.

Mr. Kirk selected senate bill No. 133, which was read the first time.

Mr. Kirk moved to suspend the rules and read senate bill No. 133 the second time by title only.

On this question the roll was called and the vote was :

Those voting aye were :

Messrs. Armstrong, Bean, Belknap, Condon, Derby, Fisher of Polk, Fisher of Multnomah, Gambee, Geer, Gilbert, Gilham, Good-nough, Hahn, Harrington, Haskell, Hume, Kirk, Labrie, Ladd, Laughlin, Layman, Miller of Jackson, Miller of Linn, Moore, Morelock, Moss, Myers, Northup, Paquet, Parker, Paulsen, Pope, Powell, Price, Ricker, Roberts, Roe, Short, Stafford, Strowbridge, Thomas, Thompson, Waldo, Weed, Wilson, and Mr. Speaker—46.

Nays—None.

Absent—Messrs. Apperson, Blundell, Bowditch, Crook, Crosno, Earhart, Fell, Howard, Hunter, Jennings, Maxwell, McCoy, Napton and Williamson—14.

So the rules were suspended and senate bill No. 133 was read the second time by title.

Mr. Kirk moved to suspend the rules and read senate bill No. 133 the third time now.

On this question the roll was called and the vote was :

Those voting aye were :

Messrs. Armstrong, Bean, Belknap, Condon, Crook, Derby, Fisher of Polk, Fisher of Multnomah, Gambee, Geer, Gilbert, Gilham, Good-nough, Hahn, Harrington, Haskell, Hume, Jennings, Kirk, Labrie,

Ladd, Laughlin, Layman, Miller of Jackson, Miller of Linn, Moore, Morelock, Moss, Myers, Northup, Paquet, Parker, Paulsen, Pope, Powell, Ricker, Roberts, Roe, Short, Stafford, Strowbridge, Thomas, Thompson, Waldo, Weed, Wilson, and Mr. Speaker—47.

Nays—None.

Absent—Messrs. Apperson, Blundell, Bowditch, Crosno, Earhart, Fell, Howard, Hunter, Maxwell, McCoy, Napton, Price and Williamson—13.

So the rules were suspended.

Senate bill No. 133 was read the third time.

“Shall the bill pass?”

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Armstrong, Bean, Belknap, Condon, Crook, Crosno, Derby, Fell, Fisher of Polk, Fisher of Multnomah, Gambee, Geer, Gilbert, Gilham, Goodnough, Hahn, Harrington, Haskell, Hume, Jennings, Kirk, Labrie, Ladd, Laughlin, Layman, Maxwell, McCoy, Miller of Linn, Moore, Myers, Northup, Parker, Powell, Roberts, Roe, Short, Stafford, Strowbridge, Thomas, Thompson, Waldo, Weed, Wilson, and Mr. Speaker—44.

Nays—None.

Absent—Messrs. Apperson, Blundell, Bowditch, Earhart, Howard, Hunter, Miller of Jackson, Morelock, Moss, Napton, Paquet, Paulsen, Pope, Price, Ricker and Williamson—16.

So the bill passed.

The Speaker submitted the following:

#### MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
SALEM, Oregon,  
February 21, 1889. }

*Mr. Speaker:*

I am directed by the President to inform you that senate bills Nos. 1, 129, 198 and 118, and senate joint resolution No. 10, have been reported as correctly enrolled.

And the same are herewith transmitted for your signature.

JOHN H. SHUPE,  
Chief Clerk.

The Speaker announced that he was about to sign senate bills Nos. 1, 129, 198 and 118, and senate joint resolution No. 10, and soon thereafter stated that he had signed them.

The Speaker submitted the following:

## MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
SALEM, Oregon,  
February 21, 1889. }

*Mr. Speaker :*

I am directed by the President to inform you that he has signed house bills Nos. 226 and 96, and house joint resolution No. 1.

And the same are herewith returned.

JOHN H. SHUPE,  
Chief Clerk.

Mr. Miller of Jackson selected senate bill No. 42, which was read the third time.

"Shall the bill pass?"

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Condon, Derby, Fisher of Polk, Fisher of Multnomah, Gambee, Hahn, Jennings, Layman, Maxwell, Miller of Jackson, Miller of Linn, Moore, Morelock, Myers, Northup, Paquet, Paulsen, Pope, Price, Ricker, Roe, Stafford and Weed—23.

Nays—Messrs. Armstrong, Belknap, Bowditch, Crook, Crosno, Fell, Geer, Gilbert, Goodnough, Harrington, Howard, Hume, Labrie, Ladd, Laughlin, McCoy, Moss, Powell, Short, Strowbridge, Thomas, Thompson, Waldo, Wilson, and Mr. Speaker—25.

Absent—Messrs. Apperson, Bean, Blundell, Earhart, Gilham, Haskell, Hunter, Kirk, Napton, Parker, Roberts and Williamson—12.

So the bill failed to pass.

The Speaker submitted the following:

## MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
SALEM, Oregon,  
February 21, 1889. }

*Mr. Speaker :*

I am directed by the President to inform you that the senate has passed house bill No. 24.

And the same is herewith transmitted for enrollment.

JOHN H. SHUPE,  
Chief Clerk.

Mr. Jennings selected senate bill No. 97, which was read the first time.

Mr. Jennings moved to suspend the rules and read senate bill No. 97 the second time by title only.

On this question the roll was called and the vote was :

Those voting aye were :

Messrs. Armstrong, Bean, Belknap, Bowditch, Condon, Crook, Crosno, Derby, Earhart, Fell, Fisher of Polk, Fisher of Multnomah, Gambee, Geer, Gilbert, Gilham, Goodnough, Harrington, Haskell, Howard, Hume, Jennings, Labrie, Ladd, Laughlin, Layman, McCoy, Miller of Jackson, Miller of Linn, Moore, Morelock, Moss, Myers, Northup, Paquet, Parker, Paulsen, Pope, Powell, Price, Ricker, Roe, Short, Stafford, Strowbridge, Thomas, Waldo, Weed, and Mr. Speaker—49.

Nays—None.

Absent—Messrs. Apperson, Blundell, Hahn, Hunter, Kirk, Maxwell, Napton, Roberts, Thompson, Williamson and Wilson—11.

So the rules were suspended and senate bill No. 97 was read the second time by title.

Mr. Jennings moved to suspend the rules and read senate bill No. 97 the third time now.

On this question the roll was called and the vote was :

Those voting aye were :

Messrs. Armstrong, Bean, Belknap, Blundell, Bowditch, Condon, Crook, Crosno, Derby, Earhart, Fell, Fisher of Polk, Fisher of Multnomah, Gambee, Gilbert, Gilham, Goodnough, Hahn, Harrington, Haskell, Howard, Hume, Jennings, Kirk, Labrie, Ladd, Laughlin, Layman, Maxwell, McCoy, Miller of Jackson, Miller of Linn, Moore, Morelock, Moss, Myers, Northup, Paquet, Parker, Paulsen, Pope, Powell, Price, Ricker, Roe, Short, Stafford, Strowbridge, Thomas, Waldo, Weed, Wilson, and Mr. Speaker—53.

Nays—None.

Absent—Messrs. Apperson, Geer, Hunter, Napton, Roberts, Thompson and Williamson—7.

So the rules were suspended.

Senate bill No. 97 was read the third time.

“Shall the bill pass?”

On this question the roll was called and the vote was :

Those voting aye were :

Messrs. Armstrong, Bean, Belknap, Blundell, Condon, Crosno, Derby, Earhart, Fell, Fisher of Multnomah, Gilbert, Gilham, Goodnough, Hahn, Harrington, Haskell, Howard, Hume, Jennings, Kirk, Labrie, Ladd, Laughlin, Layman, Miller of Jackson, Miller of Linn, Moore, Morelock, Moss, Myers, Northup, Parker, Paulsen, Pope, Price, Ricker, Short, Stafford, Thomas, Thompson, Waldo, Weed, Wilson, and Mr. Speaker—44.



Nays—Messrs. Bowditch, Crook, Fisher of Polk, Geer, McCoy, Paquet and Powell—7.

Absent—Messrs. Apperson, Gambee, Hunter, Maxwell, Napton, Roberts, Roe, Strowbridge and Williamson—9.

So the bill passed.

The committee on enrolled bills submitted the following:

#### REPORT.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
February 21, 1889. }

*Mr. Speaker:*

Your committee on enrolled bills, to whom was referred house bill No. 28 and house joint resolution No. 12, beg leave to report the same back to the house as correctly enrolled.

S. W. CONDON,  
Chairman.

The Speaker announced he was about to sign house bill No. 28 and house joint resolution No. 12, and soon thereafter stated that he had signed them.

The Speaker submitted the following:

#### MESSAGE FROM THE SENATE.

SENATE CHAMBER, }  
SALEM, Oregon, }  
February 21, 1889. }

*Mr. Speaker:*

I am directed by the President to inform you that the senate has passed house bill No. 240.

And the same is herewith transmitted for enrollment.

JOHN H. SHUPE,  
Chief Clerk.

Mr. R. C. Miller selected senate bill No. 61.

Mr. Layman moved to suspend the rules and read senate bill No. 61 the first time by title only.

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Armstrong, Bean, Belknap, Blundell, Bowditch, Crosno, Derby, Earhart, Fell, Fisher of Polk, Fisher of Multnomah, Gambee, Geer, Gilbert, Gilham, Goodnough, Hahn, Harrington, Haskell, Howard, Jennings, Kirk, Labrie, Ladd, Laughlin, Layman, Maxwell,

McCoy, Miller of Jackson, Miller of Linn, Moore, Morelock, Moss, Myers, Northup, Paquet, Parker, Paulsen, Pope, Powell, Price, Ricker, Roe, Short, Stafford, Strowbridge, Thomas, Thompson, Waldo, Weed, Williamson, Wilson, and Mr. Speaker—53.

Nays—None.

Absent—Messrs. Apperson, Condon, Crook, Hume, Hunter, Napton and Roberts—7.

So the rules were suspended and senate bill No. 61 was read the first time by title.

Mr. Miller of Linn moved to suspend the rules and read senate bill No. 61 the second time by title now.

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Armstrong, Bean, Belknap, Bowditch, Crosno, Derby, Earhart, Fell, Fisher of Polk, Fisher of Multnomah, Gambee, Geer, Gilham, Goodnough, Hahn, Haskell, Jennings, Kirk, Ladd, Laughlin, Layman, Maxwell, McCoy, Miller of Jackson, Miller of Linn, Moore, Morelock, Myers, Northup, Parker, Paulsen, Pope, Powell, Ricker, Roe, Short, Stafford, Strowbridge, Thomas, Thompson, Waldo, Weed, Wilson, and Mr. Speaker—44.

Nays—None.

Absent—Messrs. Apperson, Blundell, Condon, Crook, Gilbert, Harrington, Howard, Hume, Hunter, Labrie, Moss, Napton, Paquet, Price, Roberts and Williamson—16.

So the rules were suspended and senate bill No. 61 was read the second time by title.

Mr. Bowditch was granted leave of absence for the remainder of the afternoon.

Mr. Miller of Linn moved to suspend the rules and read senate bill No. 61 the third time now.

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Armstrong, Bean, Blundell, Derby, Fell, Fisher of Polk, Geer, Gilham, Goodnough, Hahn, Haskell, Hume, Jennings, Labrie, Laughlin, Layman, Maxwell, McCoy, Miller of Jackson, Miller of Linn, Moore, Morelock, Moss, Myers, Paquet, Parker, Paulsen, Pope, Powell, Price, Ricker, Roe, Stafford, Thomas, Thompson, Waldo, Weed, Williamson, and Mr. Speaker—39.

Nays—Messrs. Gambee, Short and Ladd—3.

Absent—Messrs. Apperson, Belknap, Bowditch, Condon, Crook, Crosno, Earhart, Fisher of Multnomah, Gilbert, Harrington, Howard, Hunter, Kirk, Napton, Northup, Roberts, Strowbridge and Wilson—18.

So the rules were suspended.

Senate bill No. 61 was read the third time.

"Shall the bill pass?"

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Apperson, Armstrong, Belknap, Blundell, Condon, Crook, Fisher of Polk, Fisher of Multnomah, Gilham, Hahn, Jennings, Kirk, Maxwell, Miller of Jackson, Miller of Linn, Morelock, Moss, Myers, Parker, Paulsen, Pope, Powell, Price, Ricker, Roberts, Stafford, Thompson, Waldo, and Mr. Speaker—29.

Nays—Messrs. Fell, Geer, Gilbert, Goodnough, Harrington, Haskell, Howard, Hume, Labrie, Laughlin, Layman, McCoy, Moore, Roe, Short, Strowbridge, Thomas, Weed and Wilson—19.

Absent—Messrs. Bean, Bowditch, Crosno, Derby, Earhart, Gambee, Hunter, Ladd, Napton, Northup, Paquet and Williamson—12.

So the bill failed to pass.

The committee on enrolled bills submitted the following:

#### REPORT.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
February 21, 1889. }

*Mr. Speaker:*

Your committee on enrolled bills, to whom was referred house bill No. 106, beg leave to report the same back to the house as correctly enrolled.

S. W. CONDON,  
Chairman.

The Speaker announced that he was about to sign house bill No. 106, and soon thereafter stated that he had signed it.

The committee on engrossed bills submitted the following:

#### REPORT.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
February 21, 1889. }

*Mr. Speaker:*

Your committee on engrossed bills, to whom was referred house bill No. 241, beg leave to report the same back to the house as correctly engrossed.

J. H. ROBERTS,  
Chairman.

The house adjourned under the rule.

## EVENING SESSION.

The house was called to order at 7:30 o'clock P. M., Mr. Speaker in the chair.

The roll was called, and the absentees were Messrs. Condon, Haskell, Hunter, Labrie, Parker, Pope and Williamson.

Mr. Hunter was excused.

The Speaker directed the Clerk to notify the senate that the house was ready to receive them in joint convention.

## JOINT CONVENTION.

The joint convention was called to order by President Simon.

The Clerk of the Senate called the roll of the senate, and all the members were present except Messrs. Chamberlin and Norval.

The Clerk of the House called the roll of the house, and all the members were present except Messrs. Labrie and Hunter.

Mr. Hunter was excused.

The Clerk of the Senate read the resolution calling for the joint convention.

The first order of business was the election of a State Librarian.

Mr. Barin placed in nomination Mr. J. B. Putnam.

No other name being placed in nomination, the roll was called and those voting for Mr. Putnam were:

Messrs. Apperson, Armstrong, Barin, Bean, Belknap, Blundell, Bowditch, Carson, Cauthorn, Chandler, Cogswell, Condon, Crook, Crosno, Dawson, Derby, Dimick, Eakin, Earhart, Fell, Fisher of Polk, Fisher of Multnomah, Fullerton, Gambee, Geer, Gilbert, Gilham, Goodnough, Gray, Hahn, Hamilton, Harrington, Haskell, Hatch, Hilton, Howard, Hume, Irvine, Jennings, Kirk, Ladd, Laughlin, Layman, Looney, Mackay, Maxwell, McCoy, Miller of Jackson, F. A. Moore, J. C. Moore, Morelock, Myers, Napton, Northup, Paquet, Parker, Paulsen, Pope, Powell, Price, Raley, Ricker, Roberts, Roe, Short, Sinclair, Stafford, Stanley, Steel, Strowbridge, Thomas, Thompson, Tongue, Veatch, Wager, Wait, Waldo, Watkins, Watts, Weed, Williamson, Wilson, Mr. Speaker, Mr. President—84.

Those voting blank were:

Messrs. Miller of Linn and Moss—2.

Absent—Messrs. Chamberlin, Hunter, Labrie and Norval—4.

Mr. J. B. Putnam having received a majority of the whole number of votes cast, was declared duly elected State Librarian for the term of two years.

The next order of business being the election of three Pilot Com-

missioners, Mr. Barin placed in nomination Messrs. L. Wilson, A. Montgomery and J. A. Brown.

No other nominations being made, the roll was called, and those voting for Messrs. L. Wilson, A. Montgomery and J. A. Brown were:

Messrs. Apperson, Armstrong, Barin, Bean, Belknap, Blundell, Carson, Condon, Crook, Crosno, Dawson, Derby, Dimick, Eakin, Earhart, Fell, Fisher of Polk, Fisher of Multnomah, Fullerton, Geer, Gilbert, Gilham, Goodnough, Gray, Hahn, Harrington, Haskell, Hatch, Hilton, Howard, Hume, Irvine, Jennings, Kirk, Ladd, Laughlin, Layman, Looney, Mackay, Maxwell, McCoy, F. A. Moore, J. C. Moore, Northup, Paquet, Parker, Paulsen, Pope, Powell, Raley, Ricker, Robers, Roe, Short, Sinclair, Stafford, Steel, Strowbridge, Thomas, Thompson, Tongue, Wait, Waldo, Watkins, Watts, Weed, Williamson, Wilson, Mr. Speaker, Mr. President—70.

Those voting blank were:

Messrs. Bowditch, Cauthorn, Chandler, Cogswell, Gambee, Hamilton, Miller of Jackson, Miller of Linn, Morelock, Moss, Myers, Napton, Price, Stanley, Veatch and Wager—16.

Absent—Messrs. Chamberlin, Hunter, Labrie and Norval—4.

L. Wilson, A. Montgomery and J. A. Brown having received a majority of all the votes cast, were declared duly elected Pilot Commissioners for the term of two years.

The next order of business was the election of three Railroad Commissioners.

Mr. Barin placed in nomination J. P. Faull, G. W. Colvig and Robert Clow.

No other names being placed in nomination, the roll was called and those voting for J. P. Faull were:

Messrs. Apperson, Armstrong, Barin, Bean, Belknap, Blundell, Carson, Condon, Crook, Crosno, Dawson, Derby, Dimick, Eakin, Earhart, Fell, Fisher of Polk, Fisher of Multnomah, Fullerton, Geer, Gilbert, Gilham, Goodnough, Gray, Hahn, Harrington, Haskell, Hatch, Hilton, Howard, Hume, Jennings, Kirk, Ladd, Laughlin, Layman, Looney, Mackay, Maxwell, McCoy, F. A. Moore, J. C. Moore, Northup, Paquet, Parker, Paulsen, Pope, Powell, Ricker, Roberts, Roe, Short, Sinclair, Stafford, Steel, Strowbridge, Thomas, Thompson, Tongue, Wait, Waldo, Watkins, Watts, Weed, Williamson, Wilson, Mr. Speaker, Mr. President—68.

Those voting blank were:

Messrs. Bowditch, Cauthorn, Chandler, Cogswell, Gambee, Hamilton, Irvine, Miller of Jackson, Miller of Linn, Morelock, Moss, Myers, Napton, Price, Raley, Stanley, Veatch and Wager—18.

Absent—Messrs. Chamberlin, Hunter, Labrie and Norval—4.

Mr. J. P. Faull having received a majority of all the votes cast,

was declared duly elected Railroad Commissioner for the next two years.

Those voting for G. W. Colvig were:

Messrs. Apperson, Armstrong, Barin, Bean, Belknap, Blundell, Carson, Condon, Crook, Crosno, Dawson, Derby, Dimick, Eakin, Earhart, Fell, Fisher of Polk, Fisher of Multnomah, Fullerton, Geer, Gilbert, Gilham, Goodnough, Gray, Hahn, Harrington, Haskell, Hatch, Hilton, Howard, Hume, Jennings, Kirk, Ladd, Laughlin, Layman, Looney, Maxwell, Mackay, McCoy, F. A. Moore, J. C. Moore, Northup, Paquet, Parker, Paulsen, Pope, Powell, Ricker, Roe, Short, Sinclair, Stafford, Steel, Strowbridge, Thomas, Thompson, Tongue, Wait, Waldo, Watkins, Watts, Weed, Williamson, Wilson, Mr. Speaker, Mr. President—67.

Those voting blank were:

Messrs. Bowditch, Cauthorn, Chandler, Cogswell, Gambée, Hamilton, Irvine, Miller of Jackson, Miller of Linn, Morelock, Moss, Myers, Napton, Price, Raley, Roberts, Stanley, Veatch and Wager—19.

Absent—Messrs. Chamberlin, Hunter, Labrie and Norval—4.

Mr. G. W. Colvig having received a majority of all the votes cast, was declared duly elected Railroad Commissioner for the next two years.

Those voting for Mr. Clow were:

Messrs. Apperson, Armstrong, Barin, Bean, Belknap, Blundell, Carson, Condon, Crook, Crosno, Dawson, Derby, Dimick, Eakin, Earhart, Fell, Fisher of Polk, Fisher of Multnomah, Fullerton, Geer, Gilbert, Gilham, Goodnough, Gray, Hahn, Harrington, Haskell, Hatch, Hilton, Howard, Hume, Jennings, Kirk, Ladd, Laughlin, Layman, Looney, Mackay, Maxwell, McCoy, F. A. Moore, J. C. Moore, Northup, Paquet, Parker, Paulsen, Pope, Powell, Ricker, Roe, Short, Sinclair, Steel, Strowbridge, Thomas, Thompson, Tongue, Wait, Watkins, Watts, Weed, Williamson, Wilson, Mr. Speaker, Mr. President—65.

Those voting blank were:

Messrs. Bowditch, Cauthorn, Chandler, Cogswell, Gambée, Hamilton, Irvine, Miller of Jackson, Miller of Linn, Morelock, Moss, Myers, Napton, Price, Raley, Roberts, Stanley, Veatch and Wager—19.

Absent—Messrs. Chamberlin, Labrie, Hunter and Norval—4.

Messrs. Stafford and Waldo voted for T. G. Hendricks—2.

Mr. Robert Clow having received a majority of all the votes cast, was declared duly elected Railroad Commissioner for the next two years.

The next order of business was the election of three Fish Commissioners.

Mr. Barin placed in nomination Mr. F. C. Reed, Mr. E. P. Thompson and Mr. R. C. Campbell.

No other nominations being made, the roll was called and those voting for Messrs. Reed, Campbell and Thompson were:

Messrs. Apperson, Armstrong, Barin, Bean, Belknap, Blundell, Bowditch, Carson, Cogswell, Condon, Crook, Crosno, Dawson, Derby, Dimick, Eakin, Earhart, Fell, Fisher of Polk, Fisher of Multnomah, Fullerton, Gambee, Geer, Gilbert, Gilham, Goodnough, Gray, Hahn, Hamilton, Harrington, Haskell, Hatch, Hilton, Howard, Hume, Jennings, Kirk, Ladd, Laughlin, Layman, Looney, Mackay, Maxwell, McCoy, Miller of Jackson, F. A. Moore, J. C. Moore, Morelock, Moss, Napton, Northup, Paquet, Parker, Paulsen, Pope, Powell, Price, Raley, Ricker, Roberts, Roe, Short, Sinclair, Stafford, Steel, Strowbridge, Thomas, Thompson, Tongue, Wait, Waldo, Watkins, Watts, Weed, Williamson, Wilson, Mr. Speaker, Mr. President—78.

Those voting blank were:

Messrs. Cauthorn, Chandler, Irvine, Miller of Linn, Myers, Stanley, Veatch and Wager—8.

Absent—Messrs. Chamberlin, Hunter, Labrie and Norval—4.

F. C. Reed, R. C. Campbell and E. P. Thompson were declared duly elected Fish Commissioners for the term of two years.

The next order of business was the election of a Boatman at Astoria.

Mr. Barin placed in nomination G. W. Dench.

No other nominations being made, the roll was called and those voting for G. W. Dench were:

Messrs. Apperson, Armstrong, Barin, Bean, Belknap, Blundell, Carson, Condon, Crook, Crosno, Dawson, Derby, Dimick, Eakin, Earhart, Fell, Fisher of Polk, Fisher of Multnomah, Fullerton, Gambee, Geer, Gilbert, Gilham, Goodnough, Gray, Hahn, Harrington, Haskell, Hatch, Hilton, Howard, Hume, Jennings, Kirk, Ladd, Laughlin, Layman, Looney, Mackay, Maxwell, McCoy, F. A. Moore, J. C. Moore, Northup, Paquet, Parker, Paulsen, Pope, Powell, Raley, Ricker, Roberts, Roe, Short, Sinclair, Stafford, Steel, Strowbridge, Thomas, Thompson, Tongue, Wager, Wait, Waldo, Watkins, Watts, Weed, Williamson, Wilson, Mr. Speaker, Mr. President—71.

Those voting for Mr. Gray were:

Messrs. Bowditch, Cauthorn, Chandler, Cogswell, Hamilton, Irvine, Moss, Napton and Price—9.

Those voting blank were:

Messrs. Miller of Jackson, Miller of Linn, Morelock, Myers and Stanley—5.

Absent—Messrs. Chamberlin, Hunter, Labrie and Norval—4.

Mr. Veatch voted for Mr. C. Leinenweber—1.

Mr. G. W. Dench having received a majority of all the votes cast, was declared duly elected Boatman for the next two years.

On motion of Mr. Thompson, the joint convention dissolved.

IN THE HOUSE.

The committee on enrolled bills submitted the following:

REPORT.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
February 21, 1889. }

*Mr. Speaker :*

Your committee on enrolled bills, to whom was referred house bills Nos. 84, 39 and 17, beg leave to report the same back to the house as correctly enrolled.

S. W. CONDON,  
Chairman.

REPORT.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
February 21, 1889. }

*Mr. Speaker :*

Your committee on enrolled bills, to whom was referred house bills Nos. 7 and 102, beg leave to report the same back to the house as correctly enrolled.

S. W. CONDON,  
Chairman.

REPORT.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
February 21, 1889. }

*Mr. Speaker :*

Your committee on enrolled bills, to whom was referred house bill No. 26, beg leave to report the same back to the house as correctly enrolled.

S. W. CONDON,  
Chairman.



## REPORT.

HOUSE OF REPRESENTATIVES, }  
 SALEM, Oregon, }  
 February 21, 1889. }

*Mr. Speaker :*

Your committee on enrolled bills, to whom was referred house bills Nos. 24, 50, 145 and 155, beg leave to report the same back to the house as correctly enrolled.

S. W. CONDON,  
 Chairman.

## REPORT.

HOUSE OF REPRESENTATIVES, }  
 SALEM, Oregon, }  
 February 21, 1889. }

*Mr. Speaker :*

Your committee on enrolled bills, to whom was referred house bill No. 4, beg leave to report the same back to the house as correctly enrolled.

S. W. CONDON,  
 Chairman.

## REPORT.

HOUSE OF REPRESENTATIVES, }  
 SALEM, Oregon, }  
 February 21, 1889. }

*Mr. Speaker :*

Your committee on enrolled bills, to whom was referred house bills Nos. 223, 83 and 59, beg leave to report the same back to the house as correctly enrolled.

S. W. CONDON,  
 Chairman.

The Speaker announced that he was about to sign house bills Nos. 84, 39, 17, 7, 102, 26, 24, 50, 145, 155, 4, 223, 83 and 59, and soon thereafter stated that he had signed them.

Mr. Apperson moved to suspend the rules and read house bill No. 241 the third time now.

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Apperson, Armstrong, Bean, Belknap, Blundell, Bowditch, Condon, Crosno, Derby, Earhart, Fell, Fisher of Polk, Gambee, Geer, Gilbert, Gilham, Goodnough, Hahn, Harrington, Haskell,

Howard, Hume, Jennings, Kirk, Ladd, Laughlin, Layman, Maxwell, McCoy, Miller of Jackson, Miller of Linn, Moore, Morelock, Moss, Myers, Napton, Paquet, Parker, Paulsen, Pope, Powell, Ricker, Roberts, Roe, Short, Stafford, Strowbridge, Thomas, Thompson, Waldo, Weed, Williamson, Wilson, and Mr. Speaker—54.

Nays—None.

Absent—Messrs. Crook, Fisher of Multnomah, Hunter, Labrie, Northup and Price—6.

So the rules were suspended and house bill No. 241 was read the third time.

“Shall the bill pass?”

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Apperson, Armstrong, Bean, Belknap, Blundell, Bowditch, Condon, Crosno, Derby, Earhart, Fell, Fisher of Polk, Gambee, Geer, Gilbert, Gilham, Goodnough, Hahn, Harrington, Haskell, Howard, Hume, Jennings, Kirk, Ladd, Laughlin, Layman, Maxwell, McCoy, Moore, Morelock, Moss, Napton, Paquet, Parker, Paulsen, Pope, Powell, Ricker, Roe, Short, Strowbridge, Thomas, Thompson, Waldo, Weed, Williamson, Wilson, and Mr. Speaker—49.

Nays—Mr. Stafford.

Absent—Messrs. Crook, Fisher of Multnomah, Hunter, Labrie, Miller of Jackson, Miller of Linn, Myers, Northup, Price and Roberts—10.

So the bill passed, and there being no objection, the title of the bill stood for the title of the Act.

I vote aye on house bill No. 241, but enter my protest against line 17, section 2, and lines 9 and 10, section 12, of printed bill.

A. C. JENNINGS.

Mr. Goodnough selected senate bill No. 111, which was read the third time.

“Shall the bill pass?”

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Apperson, Bean, Belknap, Bowditch, Crosno, Earhart, Fisher of Polk, Fisher of Multnomah, Geer, Gilbert, Gilham, Goodnough, Hahn, Harrington, Haskell, Jennings, Kirk, Labrie, Ladd, Miller of Jackson, Moore, Moss, Napton, Northup, Paquet, Parker, Paulsen, Powell, Price, Roe, Short, Strowbridge, Weed and Wilson—34.

Nays—Messrs. Armstrong, Derby, Gambee, Howard, Hume, Laughlin, Layman, McCoy, Pope, Stafford, Thomas, Thompson, Waldo, Williamson, and Mr. Speaker—15.

Absent—Messrs. Blundell, Condon, Crook, Fell, Hunter, Maxwell, Miller of Linn, Morelock, Myers, Ricker and Roberts—11.

So the bill passed.

Mr. Roberts was excused for the evening.

The committee appointed to investigate the books of the Secretary of State submitted the following report, having obtained unanimous consent to do so:

#### REPORT.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
February 21, 1889. }

*Mr. Speaker:*

Your committee appointed under senate concurrent resolution No. 3, to examine the books and accounts of the Secretary of State, have completed our labors and beg leave to report as follows:

We have, with the assistance of good and competent accountants, pursued our investigations, and find that the records have been kept in a neat and systematic manner, and that the papers and files pertaining to the office have been kept in such manner as to be readily referred to.

We have carefully examined all the accounts appertaining to the office, compared the stubs of the warrant books with the entries as made in the abstract of warrants and sub-fund books from which the Secretary's biennial report is made, and have also compared the vouchers with the corresponding entries in the aforesaid abstracts and ledger postings, and find that they have been correctly entered under their appropriate headings and the footings therein, and find them correct.

We find all the duplicate Treasurer's receipts filed in the office of the Secretary of State correctly entered, and the total footings and ledger postings correctly made of each fund therein.

The expenditures have, in all cases, been restricted to the rates and amounts fixed by law, and in all matters in which the Secretary has had discretionary powers, careful supervision and economy have been observed.

We have been shown the various details of this office, and note with interest the care taken by the Secretary for the protection of all State records, the most important of which have been placed in the vault, and all have been segregated and carefully labeled and placed away so as to be readily found for future reference.

We have compared the Secretary's printed report with the records, and find it correct, except a few typographical errors, and

we have found all the funds and all the vouchers correct and properly accounted for.

We find Secretary McBride's book-keeper, Major S. L. Lovell, a neat, careful and competent accountant, under whose direct and personal supervision the work of this department has been performed.

The records of the acts of the executive and of commissions and appointments are carefully kept by Mr. B. F. Giltner, chief clerk, and show promptness and accuracy in the dispatch of business in his department.

Respectfully submitted,

M. L. CHAMBERLIN,

GEO. CHANDLER,

On the part of the Senate.

J. T. APPERSON,

R. P. EARHART,

ROBERT A. MILLER,

On the part of the House.

On motion of Mr. Ladd, the report was adopted.

The Chair submitted the following:

#### MESSAGE FROM THE SENATE.

SENATE CHAMBER,

SALEM, Oregon,

February 21, 1889. }

*Mr. Speaker:*

I am directed by the President to inform you that the senate has passed house bill No. 12, with amendment thereto attached.

And the same is herewith transmitted to you for the consideration of the house.

JOHN H. SHUPE,  
Chief Clerk.

#### AMENDMENT.

Amend section 1, line 4, after the word "educate," by inserting the following: "but this Act shall not be applicable to districts with a population of 1,000 and upwards."

On motion of Mr. Jennings, the house concurred in senate amendment to house bill No. 12.

The Speaker submitted the following:

## MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
SALEM, Oregon,  
February 21, 1889. }

*Mr. Speaker:*

I am directed by the President to inform you that the senate has passed house bill No. 63, with amendments thereto attached.

And the same is herewith transmitted for the consideration of the house.

JOHN H. SHUPE,  
Chief Clerk.

## FIRST AMENDMENT.

Amend by striking out section 14, and in lieu thereof insert: "Section 14. Chapter XXXVI of the miscellaneous laws of the State of Oregon, as compiled and annotated by W. Lair Hill, is hereby repealed."

## SECOND AMENDMENT.

Strike out section 15.

On motion of Mr. Apperson, the house concurred in senate amendments to house bill No. 63.

The Speaker submitted the following:

## MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
SALEM, Oregon,  
February 21, 1889. }

*Mr. Speaker:*

I am directed by the President to inform you that the senate has passed house bill No. 67, with amendment thereto attached.

And the same is herewith transmitted to you for the consideration of the house.

JOHN H. SHUPE,  
Chief Clerk.

## AMENDMENT.

Strike out all of line 15, section 5, after the word "change," and all of lines 16, 17 and 18, of section 1, of printed bill.

On motion of Mr. Paquet, the house concurred in senate amendment to house bill No. 67.

The Speaker submitted the following:

## MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
SALEM, Oregon,  
February 21, 1889. }

*Mr. Speaker :*

I am directed by the President to inform you that senate bills Nos. 15, 141 and 108 have been reported correctly enrolled.

And the same is herewith transmitted for your signature.

JOHN H. SHUPE,  
Chief Clerk.

The Speaker announced that he was about to sign senate bills Nos. 15, 141 and 108, and soon thereafter stated that he had so signed.

The committee on enrolled bills submitted the following:

## REPORT.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon,  
February 21, 1889. }

*Mr. Speaker :*

Your committee on enrolled bills, to whom was referred house bill No. 199, beg leave to report the same back to the house as correctly enrolled.

S. W. CONDON,  
Chairman.

The Speaker announced that he was about to sign house bill No. 199, and soon thereafter stated that he had signed the same.

Mr. Layman moved to reconsider the vote by which senate bill No. 61 was lost.

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Armstrong, Belknap, Condon, Derby, Fisher of Polk, Fisher of Multnomah, Gambee, Geer, Gilham, Hahn, Haskell, Jennings, Kirk, Labrie, Layman, Moore, Morelock, Moss, Napton, Paquet, Parker, Paulsen, Pope, Powell, Price, Ricker, Roe, Stafford, Waldo, Weed, Wilson, and Mr. Speaker—32.

Nays—Messrs. Gilbert, Ladd, Laughlin, Maxwell, Northup, Short, Strowbridge and Thomas—8.

Absent—Messrs. Apperson, Bean, Blundell, Bowditch, Crook,

Crosno, Earhart, Fell, Goodnough, Harrington, Howard, Hume, Hunter, McCoy, Miller of Jackson, Miller of Linn, Myers, Roberts, Thompson and Williamson—20.

So the vote was reconsidered.

Messrs. Layman and Price demanded a call of the house.

The roll was called and those absent were Messrs. Blundell, Bowditch, Harrington, Hume, Hunter (excused), McCoy, Miller of Jackson, Roberts (excused), and Williamson.

On motion of Mr. Laughlin, further proceedings under the call of the house were dispensed with.

"Shall the bill pass?"

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Apperson, Armstrong, Belknap, Condon, Crosno, Derby, Earhart, Fisher of Polk, Fisher of Multnomah, Gambee, Geer, Gilham, Goodnough, Hahn, Haskell, Jennings, Kirk, Labrie, Laughlin, Layman, Maxwell, Miller of Linn, Moore, Morelock, Moss, Myers, Napton, Paquet, Parker, Paulsen, Pope, Powell, Ricker, Roe, Stafford, Thompson, Waldo, Weed, Wilson, and Mr. Speaker—40.

Nays—Messrs. Howard, Ladd, Northup, Price, Short, Strowbridge and Thomas—7.

Absent—Messrs. Bean, Blundell, Bowditch, Crook, Fell, Gilbert, Harrington, Hume, Hunter, McCoy, Miller of Jackson, Roberts and Williamson—13.

So the bill passed.

Mr. Myers moved the house adjourn.

Mr. Northup moved that when the house adjourns it adjourn to meet at 9 o'clock to-morrow morning.

Carried.

On motion of Mr. Myers, the house adjourned.

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FRIDAY, FEBRUARY 22, 1889.

MORNING SESSION.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
February 22, 1889. }

House called to order at 9 o'clock A. M., Mr. Speaker in the chair.

The roll was called, and the absentees were Messrs. Bean, Blun-

dell, Bowditch, Crook, Earhart, Fell, Gilbert, Hahn, Hume, Jennings, Miller of Jackson, Moss, Myers, Northup, Price, Short, Thomas and Williamson.

On motion of Fisher of Polk, the reading of the journal was dispensed with.

The committee on enrolled bills submitted the following:

#### REPORT.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
February 21, 1889. }

*Mr. Speaker :*

Your committee on enrolled bills, to whom was referred house bills Nos. 12, 18 and 240, beg leave to report the same back to the house as correctly enrolled.

S. W. CONDON,  
Chairman.

The Speaker announced that he was about to sign house bills Nos. 12, 18 and 240, and soon thereafter stated that he had signed them.

By unanimous consent, Mr. Hunter introduced house bill No. 242, an Act to incorporate the city of LaGrande.

The Speaker directed the clerk to ask the senate if they would receive the bill.

Mr. Wilson moved to suspend the rules and read house bill No. 242 the first time by title only.

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Apperson, Armstrong, Blundell, Condon, Derby, Fell, Fisher of Polk, Fisher of Multnomah, Gambee, Geer, Gilham, Good-nough, Hahn, Harrington, Haskell, Howard, Hume, Hunter, Kirk, Labrie, Ladd, Laughlin, Layman, McCoy, Miller of Linn, Moore, Morelock, Napton, Northup, Paquet, Parker, Paulsen, Pope, Powell, Roberts, Roe, Short, Stafford, Strowbridge, Thompson, Waldo, Weed, Williamson, Wilson, and Mr. Speaker—45.

Nays—None.

Absent—Messrs. Bean, Belknap, Bowditch, Crook, Crosno, Earhart, Gilbert, Jennings, Maxwell, Miller of Jackson, Moss, Myers, Price, Ricker and Thomas—15.

So the rules were suspended and house bill No. 242 was read the first time by title.

Mr. Northup moved to suspend the rules and read house bill No. 242 the second time by title.



On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Apperson, Armstrong, Bean, Belknap, Blundell, Condon, Crosno, Derby, Fell, Fisher of Polk, Fisher of Multnomah, Gambee, Geer, Gilham, Goodnough, Hahn, Harrington, Haskell, Howard, Hunter, Jennings, Kirk, Labrie, Ladd, Laughlin, Layman, McCoy, Miller of Jackson, Moore, Morelock, Napton, Northup, Paquet, Parker, Paulsen, Pope, Powell, Ricker, Roberts, Roe, Short, Stafford, Strowbridge, Thompson, Waldo, Weed, Williamson, Wilson, and Mr. Speaker—49.

Nays—None.

Absent—Messrs. Bowditch, Crook, Earhart, Gilbert, Hume, Maxwell, Miller of Linn, Moss, Myers, Price and Thomas—11.

So the rules were suspended and house bill No. 242 was read the second time by title.

Mr. Thompson moved to suspend the rules and read house bill No. 242 the third time now.

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Apperson, Armstrong, Belknap, Blundell, Bowditch, Condon, Derby, Fell, Fisher of Polk, Fisher of Multnomah, Gambee, Geer, Gilham, Goodnough, Hahn, Harrington, Haskell, Howard, Hunter, Kirk, Labrie, Ladd, Laughlin, Layman, McCoy, Miller of Jackson, Moore, Morelock, Napton, Northup, Paquet, Parker, Paulsen, Pope, Powell, Ricker, Roberts, Roe, Short, Stafford, Strowbridge, Thompson, Waldo, Weed, Wilson, and Mr. Speaker—45.

Nays—None.

Absent—Messrs. Bean, Bowditch (?), Crook, Crosno, Earhart, Gilbert, Hume, Maxwell, Jennings, Miller of Linn, Moss, Myers, Price, Thomas and Williamson—15.

So the rules were suspended and the bill was read the third time.

"Shall the bill pass?"

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Apperson, Armstrong, Belknap, Blundell, Condon, Derby, Fell, Fisher of Polk, Fisher of Multnomah, Gambee, Geer, Gilbert, Gilham, Goodnough, Hahn, Harrington, Haskell, Howard, Hume, Hunter, Jennings, Kirk, Labrie, Ladd, Laughlin, Layman, Miller of Jackson, Moore, Morelock, Napton, Northup, Paquet, Parker, Paulsen, Powell, Ricker, Roberts, Roe, Short, Stafford, Strowbridge, Thompson, Waldo, Weed, Wilson, and Mr. Speaker—46.

Nays—None.

Absent—Messrs. Bean, Bowditch, Crook, Crosno, Earhart, Max-

well, McCoy, Miller of Linn, Moss, Myers, Pope, Price, Thomas and Williamson—14.

So the bill passed, and there being no objection, the title of the bill stood as the title of the Act.

Mr. Armstrong asked unanimous consent to take up senate bill No. 127.

Refused.

Mr. Moore selected senate bill No. 29, which was read the third time.

"Shall the bill pass?"

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Apperson, Armstrong, Belknap, Blundell, Condon, Derby, Fisher of Polk, Fisher of Multnomah, Geer, Gilbert, Gilham, Goodnough, Hahn, Harrington, Haskell, Howard, Hume, Hunter, Jennings, Kirk, Labrie, Ladd, Laughlin, Layman, Moore, Morelock, Northup, Paquet, Parker, Paulsen, Pope, Powell, Ricker, Roe, Short, Stafford, Strowbridge, Thompson, Waldo, Weed, Williamson, Wilson, and Mr. Speaker—43.

Nays—None.

Absent—Messrs. Bean, Bowditch, Crook, Crosno, Earhart, Fell, Gambee, Maxwell, McCoy, Miller of Jackson, Miller of Linn, Moss, Myers, Napton, Price, Roberts and Thomas—17.

So the bill passed.

Mr. Morelock selected senate bill No. 8, which was read the third time.

"Shall the bill pass?"

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Apperson, Armstrong, Blundell, Bowditch, Fisher of Polk, Fisher of Multnomah, Gambee, Geer, Gilbert, Gilham, Goodnough, Hahn, Harrington, Haskell, Kirk, Ladd, Laughlin, Maxwell, Miller of Jackson, Moore, Morelock, Napton, Northup, Paquet, Parker, Paulsen, Pope, Powell, Price, Ricker, Roe, Short, Strowbridge, Thompson, Weed, Williamson, Wilson, and Mr. Speaker—38.

Nays—Messrs. Belknap, Condon, Crook, Derby, Howard, Jennings, Labrie, Layman, Miller of Linn, Roberts, Stafford and Waldo—12.

Absent—Messrs. Bean, Crosno, Earhart, Fell, Hume, Hunter, McCoy, Moss, Myers and Thomas—10.

So the bill passed.

The Speaker submitted the following:

## MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
SALEM, Oregon,  
February 22, 1889. }

*Mr. Speaker :*

I am directed by the President to inform you that the senate has consented to receive house bill No. 242, relating to the incorporation of the city of La Grande.

JOHN H. SHUPE,  
Chief Clerk.

## MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
SALEM, Oregon,  
February 21, 1889. }

*Mr. Speaker :*

I am directed by the President to inform you that the senate has passed house bill No. 32, with amended title.

And the same is herewith transmitted to you for the consideration of the house and enrollment.

JOHN H. SHUPE,  
Chief Clerk.

## AMENDMENT

To the title of house bill No. 32 :

A bill for the prevention of and punishment for enticing or harboring seamen from ships and other vessels in the waters of the Columbia and Willamette rivers, or for arresting officers or seamen on such vessels; and to amend sections 1952 and 1953 of Hill's annotated laws of Oregon.

On motion of Mr. Thompson, the house concurred.

Mr. Howard selected senate bill No. 65, which was read the third time.

"Shall the bill pass?"

On this question the roll was called and the vote was :

Those voting aye were :

Messrs. Armstrong, Bean, Blundell, Bowditch, Condon, Crook, Crosno, Derby, Fisher of Polk, Fisher of Multnomah, Gambee, Geer, Gilbert, Gilham, Goodnough, Hahn, Harrington, Haskell, Hunter, Jennings, Kirk, Labrie, Laughlin, Layman, Maxwell, McCoy, Miller of Jackson, Miller of Linn, Moore, Napton, Northup, Paquet, Parker,

Pope, Powell, Price, Ricker, Roberts, Roe, Short, Stafford, Strowbridge, Thompson, Waldo, Weed, Williamson, Wilson, and Mr. Speaker—48.

Nays—None.

Absent—Messrs. Apperson, Belknap, Earhart, Fell, Howard, Hume, Ladd, Morelock, Moss, Myers, Paulsen and Thomas—12.

So the bill passed.

Mr. Moss selected senate bill No. 153, which was read the third time.

“Shall the bill pass?”

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Apperson, Armstrong, Bean, Blundell, Bowditch, Condon, Crook, Crosno, Derby, Fisher of Polk, Fisher of Multnomah, Gambee, Geer, Gilbert, Hahn, Harrington, Haskell, Howard, Hunter, Jennings, Kirk, Labrie, Laughlin, Layman, Maxwell, McCoy, Miller of Jackson, Miller of Linn, Moore, Moss, Napton, Northup, Paquet, Parker, Paulsen, Pope, Powell, Roe, Short, Stafford, Strowbridge, Waldo, Weed, Williamson, Wilson, and Mr. Speaker—46.

Nays—None.

Absent—Messrs. Belknap, Earhart, Fell, Gilham, Goodnough, Hume, Ladd, Morelock, Myers, Price, Ricker, Roberts, Thomas and Thompson—14.

So the bill passed.

By unanimous consent, Mr. Roberts introduced house resolution No. 35:

#### HOUSE RESOLUTION NO. 35.

*Resolved by the House:*

That it was this intent of the house by its resolution fixing the pay of committee clerks, that such clerks should receive \$5 per day from the date of being sworn in to the last day of the session, inclusive. It is provided, however, that the clerks of the enrolling and engrossing committees may receive such extra compensation as may be fixed by the chairmen of said committees, but not to exceed \$200 to any one clerk.

On motion of Mr. Roberts, the resolution was adopted.

Mr. Haskell, by request, selected senate bill No. 82, which was read the first time.

Mr. Jennings moved to suspend the rules and read senate bill No. 82 the second time by title now.

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Apperson, Armstrong, Blundell, Condon, Crosno, Derby, Earhart, Fisher of Polk, Fisher of Multnomah, Geer, Gilbert, Gilham, Goodnough, Harrington, Hunter, Jennings, Kirk, Labrie, Ladd, Laughlin, Layman, Maxwell, Miller of Jackson, Miller of Linn, Moore, Moss, Myers, Napton, Northup, Paquet, Parker, Paulsen, Pope, Powell, Price, Roe, Stafford, Strowbridge, Waldo, Weed, Williamson, Wilson, and Mr. Speaker—43.

Nays—None.

Absent—Messrs. Bean, Belknap, Bowditch, Crook, Fell, Gambee, Hahn, Haskell, Howard, Hume, McCoy, Morelock, Ricker, Roberts, Short, Thomas and Thompson—17.

So the rules were suspended and senate bill No. 82 was read the second time by title.

Mr. Jennings moved to suspend the rules and read senate bill No. 82 the third time now.

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Apperson, Armstrong, Belknap, Condon, Crosno, Derby, Fisher of Polk, Fisher of Multnomah, Gambee, Geer, Gilbert, Gilham, Goodnough, Hahn, Harrington, Haskell, Howard, Hunter, Jennings, Labrie, Ladd, Laughlin, Layman, Maxwell, McCoy, Miller of Jackson, Miller of Linn, Moore, Moss, Napton, Northup, Paquet, Parker, Paulsen, Pope, Powell, Price, Roe, Short, Stafford, Strowbridge, Thompson, Waldo, Weed, Williamson, Wilson, and Mr. Speaker—47.

Nays—None.

Absent—Messrs. Bean, Blundell, Bowditch, Crook, Earhart, Fell, Hume, Kirk, Morelock, Myers, Ricker, Roberts and Thomas—13.

So the rules were suspended and senate bill No. 82 was read the third time.

“Shall the bill pass?”

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Armstrong, Belknap, Blundell, Condon, Crosno, Derby, Earhart, Fisher of Polk, Fisher of Multnomah, Gambee, Geer, Gilbert, Hahn, Haskell, Howard, Jennings, Labrie, Ladd, Laughlin, Layman, Maxwell, McCoy, Miller of Jackson, Moore, Moss, Myers, Northup, Parker, Paulsen, Pope, Powell, Price, Ricker, Roe, Stafford, Strowbridge, Thompson, Waldo, Wilson, and Mr. Speaker—40.

Nays—Messrs. Apperson, Crook, Harrington, Hume, Short, Weed and Williamson—7.

Absent—Messrs. Bean, Bowditch, Fell, Gilham, Goodnough, Hunter, Kirk, Miller of Linn, Morelock, Napton, Paquet, Roberts and Thomas—13.

So the bill passed.

The Chair submitted the following :

MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
SALEM, Oregon,  
February 22, 1889. }

*Mr. Speaker :*

I am directed by the President to inform you that senate bill No. 133, senate bill No. 47, senate bill No. 22, senate bill No. 9, senate bill No. 208, senate bill No. 146, senate bill No. 6, and senate joint resolution No. 10, have been reported correctly enrolled.

And the same are herewith transmitted for your signature.

JOHN H. SHUPE,  
Chief Clerk.

The Speaker announced that he was about to sign, and soon thereafter that he had signed senate bill No. 133, senate bill No. 47, senate bill No. 22, senate bill No. 9, senate bill No. 208, senate bill No. 146, senate bill No. 6, and senate joint resolution No. 10.

MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
SALEM, Oregon,  
February 22, 1889. }

*Mr. Speaker :*

I am directed by the President to inform you that the senate has passed house bill No. 242.

And the same is herewith transmitted for enrollment.

JOHN H. SHUPE,  
Chief Clerk.

MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
SALEM, Oregon,  
February 22, 1889. }

*Mr. Speaker :*

I am directed by the President to inform you that he has signed house bill No. 83, house bill No. 18, house bill No. 240, house bill No. 12, house bill No. 24, house bill No. 4, house bill No. 102, house bill No. 155, house bill No. 17, house bill No. 7, house bill No. 50, house bill No. 84, house bill No. 145, house bill No. 39, house bill

No. 26, house bill No. 106, house bill No. 28, house bill No. 199, house bill No. 223, and house joint resolution No. 12.

And the same are herewith returned.

JOHN H. SHUPE,  
Chief Clerk.

Mr. Hume being absent when his name was called, selected at this time senate bill No. 91, which was read the third time.

"Shall the bill pass?"

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Armstrong, Blundell, Condon, Crook, Crosno, Derby, Earhart, Fisher of Polk, Fisher of Multnomah, Gambee, Geer, Gilbert, Goodnough, Hahn, Harrington, Haskell, Howard, Hume, Jennings, Kirk, Labrie, Ladd, Laughlin, Layman, Maxwell, McCoy, Miller of Jackson, Moore, Morelock, Moss, Myers, Northup, Paquet, Parker, Paulsen, Pope, Powell, Price, Ricker, Roberts, Short, Stafford, Strowbridge, Thompson, Weed, Williamson, Wilson, and Mr. Speaker—48.

Nays—Mr. Waldo.

Absent—Messrs. Apperson, Bean, Belknap, Bowditch, Fell, Gilham, Hunter, Miller of Linn, Napton, Roe and Thomas—11.

So the bill passed.

Mr. Harrington selected senate bill No. 81, which was read the second time.

Mr. Harrington moved to suspend the rules and read senate bill No. 81 the third time now.

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Apperson, Armstrong, Bean, Belknap, Blundell, Condon, Crosno, Derby, Earhart, Fell, Fisher of Polk, Fisher of Multnomah, Gambee, Geer, Gilham, Goodnough, Hahn, Harrington, Haskell, Hunter, Jennings, Kirk, Labrie, Ladd, Laughlin, Layman, Maxwell, McCoy, Miller of Jackson, Miller of Linn, Moore, Morelock, Moss, Myers, Napton, Northup, Paquet, Parker, Paulsen, Pope, Powell, Ricker, Roberts, Short, Stafford, Strowbridge, Waldo, Weed, Williamson, Wilson, and Mr. Speaker—51.

Nays—None.

Absent—Messrs. Bowditch, Crook, Gilbert, Howard, Hume, Price, Roe, Thomas and Thompson—9.

So the rules were suspended.

Mr. Harrington presented a petition from the county judge of Clatsop county relative to the matter, which was read.

Senate bill No. 81 was read the third time.

"Shall the bill pass?"

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Bean, Condon, Earhart, Fisher of Polk, Fisher of Multnomah, Gilham, Goodnough, Hahn, Harrington, Haskell, Hunter, Maxwell, McCoy, Miller of Jackson, Moss, Northup, Parker, Paulsen, Powell, Price, Roe, Short, Strowbridge, Thompson, Weed, and Mr. Speaker—26.

Nays—Messrs. Apperson, Armstrong, Blundell, Crook, Derby, Geer, Howard, Jennings, Labrie, Ladd, Laughlin, Layman, Miller of Linn, Moore, Morelock, Myers, Napton, Paquet, Pope, Ricker, Roberts, Stafford, Waldo, Williamson and Wilson—25.

Absent—Messrs. Belknap, Bowditch, Crosno, Fell, Gambee, Gilbert, Hume, Kirk and Thomas—9.

So the bill failed to pass.

The committee on enrolled bills submitted the following:

#### REPORT.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
February 21, 1889. }

*Mr. Speaker:*

Your committee on enrolled bills, to whom was referred house bill No. 135, beg leave to report the same back to the house as correctly enrolled.

S. W. CONDON,  
Chairman.

The Speaker announced that he was about to sign house bill No. 135, and soon thereafter stated that he had signed it.

Mr. Hahn selected senate bill No. 194, which was read the first time.

Mr. Hahn moved to suspend the rules and read senate bill No. 194 the second time by title now.

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Apperson, Armstrong, Bean, Blundell, Condon, Crook, Crosno, Derby, Earhart, Fisher of Polk, Fisher of Multnomah, Gambee, Geer, Gilbert, Gilham, Goodnough, Hahn, Harrington, Haskell, Howard, Hunter, Kirk, Labrie, Ladd, Laughlin, Layman, Maxwell, McCoy, Miller of Jackson, Miller of Linn, Moore, Morelock, Moss, Myers, Napton, Northup, Paquet, Parker, Paulsen, Powell, Price, Roberts, Roe, Stafford, Waldo, Weed, Williamson, Wilson, and Mr. Speaker—49.



Nays—Mr. Jennings.

Absent—Messrs. Belknap, Bowditch, Fell, Hume, Pope, Ricker, Short, Strowbridge, Thomas and Thompson—10.

So the rules were suspended and senate bill No. 194 was read the second time by title.

Mr. Hahn moved to suspend the rules and read senate bill No. 194 the third time now.

On this question the roll was called and the vote was :

Those voting aye were:

Messrs. Apperson, Armstrong, Bean, Condon, Crosno, Earhart, Fisher of Polk, Fisher of Multnomah, Gambec, Geer, Gilbert, Gilham, Goodnough, Hahn, Harrington, Haskell, Howard, Hunter, Kirk, Labrie, Ladd, Laughlin, Layman, Miller of Jackson, Miller of Linn, Moore, Morelock, Moss, Napton, Northup, Paquet, Parker, Paulsen, Pope, Powell, Price, Roberts, Roe, Short, Strowbridge, Waldo, Weed, Williamson, Wilson, and Mr. Speaker—45.

Nays—Messrs. Jennings and Stafford—2.

Absent—Messrs. Belknap, Blundell, Bowditch, Crook, Derby, Fell, Hume, Maxwell, McCoy, Myers, Ricker, Thomas and Thompson—13.

So the rules were suspended and senate bill No. 194 was read the third time.

“Shall the bill pass?”

On this question the roll was called and the vote was :

Those voting aye were:

Messrs. Apperson, Armstrong, Bean, Blundell, Condon, Crook, Crosno, Earhart, Fell, Fisher of Polk, Fisher of Multnomah, Gilbert, Gilham, Goodnough, Hahn, Harrington, Haskell, Kirk, Labrie, Ladd, Laughlin, Layman, Miller of Jackson, Northup, Paquet, Parker, Pope, Powell, Ricker, Roberts, Roe, Short, Strowbridge, Waldo, Weed, Williamson, Wilson, and Mr. Speaker—38.

Nays—Messrs. Gambec, Jennings, Miller of Linn, Moore, Morelock, Moss, Myers, Napton, Paulsen and Stafford—10.

Absent—Messrs. Belknap, Bowditch, Derby, Geer, Howard, Hume, Hunter, Maxwell, McCoy, Price, Thomas and Thompson—12.

So the bill passed.

By unanimous consent, Mr. Wilson introduced house joint resolution No. 13.

#### HOUSE JOINT RESOLUTION NO. 13.

WHEREAS, Serious defects exist in the acoustic properties of the hall of representatives; and,

WHEREAS, Said defects substantially interfere with the despatch

of business in said hall of representatives during the sessions of the house: therefore

*Be it resolved by the House of Representatives, the Senate concurring:*

That the Secretary of State be and he is hereby authorized to take all proper and necessary steps for the remedying of said defects, and that there be and is hereby appropriated out of the general fund in the State treasury not otherwise appropriated, a sum not exceeding the amount of ----- dollars, or so much thereof as may be necessary in carrying out such plans and devices as the Secretary of State may find effectual for remedying said defects.

Mr. Apperson moved to strike out all of said resolution after the word "defects," in line 15.

Carried.

On the adoption of the resolution the roll was called and the vote was:

Those voting aye were:

Messrs. Apperson, Armstrong, Blundell, Bowditch, Condon, Crook, Crosno, Derby, Earhart, Fell, Fisher of Polk, Fisher of Multnomah, Gambee, Gilbert, Gilham, Goodnough, Hahn, Haskell, Howard, Jennings, Kirk, Labrie, Ladd, Laughlin, Layman, McCoy, Miller of Linn, Moore, Morelock, Myers, Napton, Northup, Paquet, Parker, Paulsen, Pope, Powell, Ricker, Roberts, Roe, Short, Stafford, Strowbridge, Waldo, Weed, Williamson, Wilson, and Mr. Speaker—48.

Nays—None.

Absent—Messrs. Bean, Belknap, Geer, Harrington, Hume, Hunter, Maxwell, Miller of Jackson, Moss, Price, Thomas and Thompson—12.

So the resolution was adopted.

Mr. Northup selected senate bill No. 196, which was read the first time.

Mr. Northup moved to suspend the rules and read senate bill No. 196 the second time by title now.

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Apperson, Armstrong, Bean, Blundell, Bowditch, Condon, Crook, Crosno, Earhart, Fell, Fisher of Polk, Fisher of Multnomah, Gambee, Geer, Gilham, Goodnough, Hahn, Harrington, Haskell, Howard, Kirk, Labrie, Ladd, Laughlin, Layman, McCoy, Miller of Jackson, Miller of Linn, Moore, Morelock, Myers, Napton, Northup, Paquet, Parker, Paulsen, Pope, Powell, Ricker, Roberts, Roe, Short, Stafford, Strowbridge, Thompson, Waldo, Weed, Williamson, Wilson, and Mr. Speaker—50.

Nays—None.

Absent—Messrs. Belknap, Derby, Gilbert, Hume, Hunter, Jennings, Maxwell, Moss, Price and Thomas—10.

So the rules were suspended and senate bill No. 196 was read the second time by title.

Mr. Northup moved to suspend the rules and read senate bill No. 196 the third time now.

On this question the roll was called and the vote was :

Those voting aye were :

Messrs. Armstrong, Belknap, Blundell, Bowditch, Condon, Crook, Crosno, Derby, Earhart, Fell, Fisher of Polk, Fisher of Multnomah, Geer, Gilbert, Gilham, Goodnough, Hahn, Harrington, Haskell, Howard, Jennings, Kirk, Labrie, Ladd, Laughlin, Layman, McCoy, Miller of Jackson, Miller of Linn, Moore, Morelock, Moss, Myers, Napton, Northup, Paquet, Parker, Paulsen, Pope, Powell, Ricker, Roe, Short, Stafford, Strowbridge, Thomas, Thompson, Waldo, Weed, Williamson, Wilson, and Mr. Speaker—52.

Nays—None.

Absent—Messrs. Apperson, Bean, Gambee, Hume, Hunter, Maxwell, Price and Roberts—8.

So the rules were suspended and senate bill No. 196 was read the third time.

“Shall the bill pass?”

On this question the roll was called and the vote was :

Those voting aye were :

Messrs. Apperson, Armstrong, Bean, Belknap, Blundell, Bowditch, Condon, Crook, Crosno, Derby, Earhart, Fisher of Polk, Fisher of Multnomah, Gambee, Geer, Gilham, Goodnough, Hahn, Harrington, Haskell, Howard, Jennings, Kirk, Labrie, Ladd, Laughlin, Layman, Maxwell, McCoy, Miller of Jackson, Moore, Moss, Myers, Napton, Northup, Paquet, Parker, Paulsen, Pope, Powell, Price, Ricker, Roe, Short, Stafford, Strowbridge, Thomas, Thompson, Waldo, Weed, Williamson, Wilson, and Mr. Speaker—53.

Nays—None.

Absent—Messrs. Fell, Gilbert, Hume, Hunter, Miller of Linn, Morelock and Roberts—7.

So the bill passed.

Mr. Goodnough selected senate bill No. 172, which was read the first time.

Mr. Kirk moved to suspend the rules and read senate bill No. 172 the second time by title only.

On this question the roll was called and the vote was :

Those voting aye were :

Messrs. Apperson, Armstrong, Bean, Crosno, Derby, Fell, Fisher of Polk, Fisher of Multnomah, Gambee, Geer, Gilbert, Goodnough,

Hahn, Harrington, Howard, Jennings, Kirk, Labrie, Ladd, Laughlin, Layman, Maxwell, McCoy, Miller of Linn, Moore, Morelock, Moss, Myers, Napton, Paquet, Parker, Paulsen, Pope, Powell, Price, Ricker, Roberts, Roe, Short, Strowbridge, Thomas, Thompson, Weed, Williamson and Wilson—45.

Nays—Messrs. Stafford and Waldo—2.

Absent—Messrs. Belknap, Blundell, Bowditch, Condon, Crook, Earhart, Gilham, Haskell, Hume, Hunter, Miller of Jackson, Northup, and Mr. Speaker—13.

So the rules were suspended and senate bill No. 172 was read the second time by title.

Mr. Fell moved to further suspend the rules and read senate bill No. 172 the third time now.

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Apperson, Bean, Belknap, Condon, Crosno, Derby, Fell, Fisher of Polk, Fisher of Multnomah, Gambee, Geer, Gilbert, Gilham, Goodnough, Hahn, Harrington, Howard, Jennings, Kirk, Ladd, Laughlin, Layman, McCoy, Moore, Morelock, Moss, Myers, Napton, Paquet, Parker, Paulsen, Pope, Powell, Price, Ricker, Roe, Short, Stafford, Strowbridge, Thomas, Thompson, Weed and Wilson—43.

Nays—Messrs. Armstrong and Waldo—2.

Absent—Messrs. Blundell, Bowditch, Crook, Earhart, Haskell, Hume, Hunter, Labrie, Maxwell, Miller of Jackson, Miller of Linn, Northup, Roberts, Williamson, and Mr. Speaker—15.

So the rules were suspended and senate bill No. 172 was read the third time.

“Shall the bill pass?”

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Apperson, Armstrong, Bean, Belknap, Blundell, Condon, Crosno, Fell, Fisher of Polk, Fisher of Multnomah, Gambee, Geer, Gilbert, Goodnough, Hahn, Harrington, Kirk, Ladd, Laughlin, Layman, Moore, Moss, Myers, Napton, Parker, Pope, Powell, Price, Ricker, Roberts, Roe, Short, Strowbridge, Thompson, Weed and Wilson—36.

Nays—Messrs. Derby, Jennings, Morelock, Paquet, Paulsen, Stafford, Thomas and Waldo—8.

Absent—Messrs. Bowditch, Crook, Earhart, Gilham, Haskell, Howard, Hume, Hunter, Labrie, Maxwell, McCoy, Miller of Jackson, Miller of Linn, Northup, Williamson, and Mr. Speaker—16.

So the bill passed.

Mr. Paquet selected senate bill No. 88, which was read the first time.

Mr. Paquet moved to suspend the rules and read senate bill No. 88 the second time by title only.

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Apperson, Armstrong, Bean, Bowditch, Condon, Crosno, Derby, Fisher of Polk, Fisher of Multnomah, Gambee, Geer, Gilbert, Gilham, Goodnough, Hahn, Harrington, Howard, Jennings, Kirk, Labrie, Ladd, Laughlin, Layman, Moore, Morelock, Moss, Myers, Napton, Paquet, Parker, Paulsen, Pope, Powell, Price, Ricker, Roberts, Roe, Short, Stafford, Strowbridge, Thomas, Thompson, Waldo and Weed—44.

Nays—Mr. Wilson.

Absent—Messrs. Belknap, Blundell, Crook, Earhart, Fell, Haskell, Hume, Hunter, Maxwell, McCoy, Miller of Jackson, Miller of Linn, Northup, Williamson, and Mr. Speaker—15.

So the rules were suspended and senate bill No. 88 was read the second time by title.

Mr. Paquet moved to suspend the rules and read senate bill No. 88 the third time now.

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Apperson, Armstrong, Bean, Blundell, Bowditch, Condon, Crosno, Derby, Fell, Fisher of Polk, Fisher of Multnomah, Geer, Gilham, Goodnough, Hahn, Harrington, Howard, Jennings, Labrie, Ladd, Laughlin, Layman, Miller of Jackson, Moore, Morelock, Moss, Myers, Napton, Northup, Paquet, Parker, Paulsen, Pope, Powell, Price, Ricker, Roe, Short, Stafford, Strowbridge, Thomas, Thompson, Waldo, Weed, and Mr. Speaker—45.

Nays—None.

Absent—Messrs. Belknap, Crook, Earhart, Gambee, Gilbert, Haskell, Hume, Hunter, Kirk, Maxwell, McCoy, Miller of Linn, Roberts, Williamson and Wilson—15.

So the rules were suspended.

Senate bill No. 88 was read the third time.

“Shall the bill pass?”

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Apperson, Armstrong, Bean, Bowditch, Condon, Derby, Earhart, Fell, Fisher of Polk, Fisher of Multnomah, Geer, Gilbert, Gilham, Goodnough, Hahn, Harrington, Howard, Jennings, Labrie, Ladd, Laughlin, Layman, Miller of Jackson, Miller of Linn, Moore, Morelock, Myers, Napton, Northup, Paquet, Parker, Paulsen, Pope, Powell, Price, Ricker, Short, Stafford, Strowbridge, Thomas, Thompson, Waldo, Weed, and Mr. Speaker—44.

Nays—None.

Absent—Messrs. Belknap, Blundell, Crook, Crosno, Gambée, Haskell, Hume, Hunter, Kirk, Maxwell, McCoy, Moss, Roberts, Roe, Williamson and Wilson—16.

So the bill passed.

The committee on enrolled bills submitted the following:

REPORT.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
February 21, 1889. }

*Mr. Speaker:*

Your committee on enrolled bills, to whom was referred house bill No. 63, beg leave to report the same back to the house as correctly enrolled.

S. W. CONDON,  
Chairman.

The Speaker announced that he was about to sign house bill No. 63, and soon thereafter stated that he had signed it.

The Speaker submitted the following:

MESSAGE FROM THE SENATE.

SENATE CHAMBER, }  
SALEM, Oregon, }  
February 22, 1889. }

*Mr. Speaker:*

I am directed by the President to inform you that the senate has passed house bill No. 241, with amendments thereto attached.

And the same is herewith transmitted to you for the consideration of the house.

JOHN H. SHUPE,  
Chief Clerk.

FIRST AMENDMENT.

After the word "supreme," in line 2 of section 3, the words "and circuit" be added.

On motion of Mr. Thompson, the house concurred.

SECOND AMENDMENT.

By inserting in line 69, page 4 of printed bill, after the word "heating," the words "electric lighting."

On motion of Mr. Ladd, the house concurred.

### THIRD AMENDMENT.

By adding after the word "dairy," in line 20, section 2, printed bill, the words "and food."

On motion of Mr. Northup, the house concurred.

### FOURTH AMENDMENT.

By striking out "\$1,000," in line 12, section 1, and inserting "\$2,000."

On motion of Mr. Hume, the house concurred in the fourth amendment.

On motion of Mr. Apperson, the senate amendments as a whole were concurred in by the house.

The Speaker submitted the following:

### MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
SALEM, Oregon,  
February 22, 1889. }

*Mr. Speaker :*

I am directed by the President to inform you that the senate has concurred in house joint resolution No. 13.

And the same is herewith transmitted for enrollment.

JOHN H. SHUPE.

Chief Clerk.

Mr. Parker selected senate bill No. 128, which was read the first time.

Mr. Thompson moved to suspend the rules and read senate bill No. 128 the second time by title only.

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Armstrong, Blundell, Bowditch, Crosno, Derby, Fell, Fisher of Polk, Fisher of Multnomah, Geer, Gilbert, Gilham, Good-nough, Hahn, Harrington, Haskell, Howard, Hume, Jennings, Kirk, Labrie, Ladd, Laughlin, Layman, Maxwell, McCoy, Miller of Linn, Moore, Moss, Myers, Napton, Northup, Paquet, Parker, Paulsen, Pope, Powell, Price, Ricker, Roberts, Roe, Short, Stafford, Strowbridge, Thomas, Thompson, Waldo, Weed, Williamson, Wilson, and Mr. Speaker—50.

Nays—None.

Absent—Messrs. Apperson, Bean, Belknap, Condon, Crook, Earhart, Gambia, Hunter, Miller of Jackson and Morelock—10.

So the rules were suspended and the bill was read the second time by title.

Mr. Parker moved to suspend the rules and read senate bill No. 128 the third time now.

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Armstrong, Belknap, Blundell, Bowditch, Condon, Crosno, Derby, Earhart, Fell, Fisher of Polk, Fisher of Multnomah, Geer, Gilbert, Gilham, Goodnough, Hahn, Harrington, Haskell, Howard, Hume, Jennings, Kirk, Labrie, Ladd, Laughlin, Layman, Maxwell, McCoy, Miller of Linn, Moore, Morelock, Moss, Myers, Napton, Paquet, Parker, Paulsen, Pope, Powell, Price, Ricker, Roberts, Roe, Short, Stafford, Strowbridge, Thomas, Thompson, Waldo, Weed, Williamson, Wilson, and Mr. Speaker—53.

Nays—None.

Absent—Messrs. Apperson, Bean, Crook, Gambia, Hunter, Miller of Jackson and Northup—7.

So the rules were suspended and senate bill No. 128 was read the third time.

“Shall the bill pass?”

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Apperson, Belknap, Bowditch, Crosno, Fell, Fisher of Multnomah, Geer, Gilbert, Gilham, Hahn, Harrington, Haskell, Jennings, Ladd, Layman, McCoy, Miller of Jackson, Myers, Northup, Paquet, Parker, Price, Ricker, Roberts, Stafford, Strowbridge, Waldo, Williamson and Wilson—29.

Nays—Messrs. Crook, Derby, Fisher of Polk, Goodnough, Howard, Hume, Kirk, Laughlin, Moore, Napton, Paulsen, Pope, Powell, Roe, Short, Thomas, Thompson, Weed, and Mr. Speaker—19.

Absent—Messrs. Armstrong, Bean, Blundell, Condon, Earhart, Gambia, Hunter, Labrie, Maxwell, Miller of Linn, Morelock and Moss—12.

So the bill failed to pass.

The Speaker submitted the following:



## MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
SALEM, Oregon,  
February 22, 1889. }

*Mr. Speaker :*

I am directed by the President to inform you that the senate has passed house bill No. 147.

And the same is herewith transmitted for enrollment.

JOHN H. SHUPE,  
Chief Clerk.

## MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
SALEM, Oregon,  
February 22, 1889. }

*Mr. Speaker :*

I am directed by the President to inform you that the senate has passed house bill No. 137.

And the same is herewith transmitted for enrollment.

JOHN H. SHUPE,  
Chief Clerk.

## MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
SALEM, Oregon,  
February 22, 1889. }

*Mr. Speaker :*

I am directed by the President to inform you that he has signed house bill No. 135.

And the same is herewith returned.

JOHN H. SHUPE,  
Chief Clerk.

Mr. Gilbert selected senate bill No. 31, which was read the second time.

Mr. Gilbert moved to suspend the rules and read senate bill No. 31 the third time now.

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Apperson, Armstrong, Bean, Belknap, Blundell, Bowditch, Condon, Crook, Crosno, Derby, Fell, Fisher of Polk, Fisher of Multnomah, Geer, Gilbert, Gilham, Goodnough, Hahn, Harring-

ton, Haskell, Kirk, Ladd, Laughlin, Layman, McCoy, Miller of Jackson, Miller of Linn, Moore, Northup, Paquet, Parker, Paulsen, Pope, Powell, Price, Ricker, Roe, Short, Stafford, Strowbridge, Thomas, Waldo, Weed, Williamson, Wilson, and Mr. Speaker—46.

Nays—Messrs. Morelock, Moss, Myers, Napton, Roberts and Thompson—6.

Absent—Messrs. Earhart, Gambee, Howard, Hume, Hunter, Jennings, Labrie and Maxwell—8.

So the rules were suspended and senate bill No. 31 was read the third time.

“Shall the bill pass?”

On this question the roll was called and the vote was:

Those voting aye were:

Mr. Waldo.

Nays—Messrs. Armstrong, Belknap, Blundell, Bowditch, Condon, Crook, Crosno, Derby, Fisher of Polk, Fisher of Multnomah, Geer, Gilbert, Gilham, Goodnough, Hahn, Haskell, Howard, Jennings, Kirk, Labrie, Laughlin, Layman, McCoy, Miller of Linn, Moore, Morelock, Moss, Myers, Napton, Paulsen, Pope, Powell, Price, Ricker, Roberts, Roe, Short, Stafford, Thomas, Thompson, Weed, Williamson, Wilson, and Mr. Speaker—44.

Absent—Messrs. Apperson, Bean, Earhart, Fell, Gambee, Harrington, Hume, Hunter, Ladd, Maxwell, Miller of Jackson, Northup, Paquet, Parker, and Strowbridge—15.

So the bill failed to pass.

The Speaker resumed the chair.

Mr. Paulsen selected senate bill No. 37, which, being in the hands of the committee on judiciary, the chairman thereof sent it to the Clerk's desk without any report accompanying it.

Senate bill No. 37 was read the third time.

“Shall the bill pass?”

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Apperson, Armstrong, Bean, Blundell, Condon, Crosno, Derby, Fisher of Polk, Fisher of Multnomah, Geer, Gilbert, Gilham, Hahn, Harrington, Haskell, Howard, Jennings, Kirk, Labrie, Ladd, Laughlin, Layman, Maxwell, Moore, Morelock, Moss, Northup, Paulsen, Pope, Powell, Ricker, Roberts, Roe, Short, Stafford, Strowbridge, Thomas, Thompson, Waldo, Weed, Wilson, and Mr. Speaker—42.

Nays—Mr. Myers.

Absent—Messrs. Belknap, Bowditch, Crook, Earhart, Fell, Gambee, Goodnough, Hume, Hunter, McCoy, Miller of Jackson, Miller of Linn, Napton, Paquet, Parker, Price and Williamson—17.

So the bill passed.

Mr. Geer selected senate bill No. 107, which was read the first time.

Mr. Geer moved to suspend the rules and read senate bill No. 107 the second time by title now.

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Apperson, Armstrong, Bean, Blundell, Condon, Derby, Fisher of Polk, Fisher of Multnomah, Gambee, Geer, Gilbert, Gilham, Harrington, Howard, Jennings, Kirk, Labrie, Laughlin, Layman, Maxwell, Moore, Moss, Northup, Paquet, Parker, Paulsen, Pope, Powell, Price, Ricker, Roberts, Short, Stafford, Strowbridge, Thomas, Thompson, Waldo, Weed, Wilson, and Mr. Speaker—40.

Nays—Messrs. Bowditch and Morelock—2.

Absent—Messrs. Belknap, Crook, Crosno, Earhart, Fell, Goodnough, Hahn, Haskell, Hume, Hunter, Ladd, McCoy, Miller of Jackson, Miller of Linn, Myers, Napton, Roe and Williamson—18.

So the rules were suspended and senate bill No. 107 was read the second time by title.

Mr. Geer moved to suspend the rules and read senate bill No. 107 the third time now.

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Apperson, Armstrong, Bean, Blundell, Condon, Derby, Earhart, Fisher of Polk, Fisher of Multnomah, Gambee, Geer, Gilbert, Gilham, Goodnough, Hahn, Howard, Hume, Hunter, Jennings, Kirk, Labrie, Ladd, Laughlin, Layman, Miller of Jackson, Moore, Morelock, Moss, Myers, Northup, Paquet, Parker, Paulsen, Pope, Powell, Price, Ricker, Roberts, Short, Stafford, Strowbridge, Thomas, Thompson, Waldo, Weed, Wilson, and Mr. Speaker—47.

Nays—None.

Absent—Messrs. Belknap, Bowditch, Crook, Crosno, Fell, Harrington, Haskell, Maxwell, McCoy, Miller of Linn, Napton, Roe and Williamson—13.

So the rules were suspended and senate bill No. 107 was read the third time.

"Shall the bill pass?"

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Armstrong, Condon, Geer, Gilbert, Goodnough, Hahn, Haskell, Jennings, Kirk, Labrie, Ladd, Laughlin, Layman, Maxwell, Moore, Moss, Myers, Northup, Parker, Paulsen, Pope, Powell, Price, Ricker, Roberts, Roe, Short, Strowbridge, Thomas, Thompson, Waldo, Weed, Wilson, and Mr. Speaker—34.

Nays—Messrs. Apperson, Bean, Belknap, Blundell, Crook, Crosno, Derby, Fisher of Polk, Fisher of Multnomah, Gambia, Harrington, Howard, Miller of Jackson, Morelock, Paquet and Stafford—16.

Absent—Messrs. Bowditch, Earhart, Fell, Gilham, Hume, Hunter, McCoy, Miller of Linn, Napton and Williamson—10.

So the bill passed.

The Speaker submitted the following :

MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
SALEM, Oregon,  
February 22, 1889. }

*Mr. Speaker :*

I am directed by the President to inform you that the senate has consented to the house amendment of the amendment proposed by Mr. Tongue, by inserting the figures "20" in place of "30," as reported by the senate in said amendment.

JOHN H. SHUPE,  
Chief Clerk.

The committee on enrolled bills submitted the following :

REPORT.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon,  
February 22, 1889. }

*Mr. Speaker :*

Your committee on enrolled bills, to whom was referred house joint resolution No. 13, beg leave to report the same back to the house as correctly enrolled.

S. W. CONDON,  
Chairman.

The Speaker announced that he was about to sign house joint resolution No. 13, and soon thereafter stated that he had signed it.

Mr. Pope selected senate bill No. 179, by request, which was read the first time.

Mr. Pope moved to suspend the rules and read senate bill No. 179 the second time by title only.

On this question the roll was called and the vote was :

Those voting aye were :

Messrs. Apperson, Armstrong, Bean, Condon, Crosno, Derby, Earhart, Fisher of Polk, Fisher of Multnomah, Gambia, Geer, Gil-

bert, Gilham, Goodnough, Hahn, Haskell, Howard, Hume, Jennings, Kirk, Labrie, Ladd, Laughlin, Layman, Maxwell, Miller of Jackson, Moore, Morelock, Moss, Northup, Paquet, Parker, Paulsen, Pope, Powell, Ricker, Roberts, Roe, Short, Stafford, Strowbridge, Thomas, Thompson, Waldo, Weed, Wilson, and Mr. Speaker—47.

Nays—None.

Absent—Messrs. Belknap, Blundell, Bowditch, Crook, Fell, Harrington, Hunter, McCoy, Miller of Linn, Myers, Napton, Price and Williamson—13.

So the rules were suspended and senate bill No. 179 was read the second time by title.

Mr. Pope moved to further suspend the rules and read senate bill No. 179 the third time now.

On this question the roll was called and the vote was :

Those voting aye were :

Messrs. Apperson, Armstrong, Bean, Condon, Crook, Crosno, Derby, Earhart, Fisher of Polk, Fisher of Multnomah, Geer, Gilbert, Gilham, Goodnough, Hahn, Howard, Hume, Jennings, Kirk, Labrie, Ladd, Laughlin, Layman, Maxwell, Miller of Jackson, Moss, Myers, Northup, Paquet, Parker, Paulsen, Pope, Powell, Ricker, Roberts, Roe, Short, Stafford, Strowbridge, Thomas, Thompson, Waldo, Weed, Wilson, and Mr. Speaker—45.

Nays—Messrs. Gambee, Harrington, Haskell, Moore, and Morelock—5.

Absent—Messrs. Belknap, Blundell, Bowditch, Fell, Hunter, McCoy, Miller of Linn, Napton, Price and Williamson—10.

So the rules were suspended.

Senate bill No. 179 was read the third time.

“Shall the bill pass?”

On this question the roll was called and the vote was :

Those voting aye were :

Messrs. Armstrong, Bean, Belknap, Condon, Derby, Earhart, Fisher of Polk, Fisher of Multnomah, Geer, Gilham, Goodnough, Hahn, Haskell, Jennings, Labrie, Ladd, Laughlin, Layman, Maxwell, Moore, Moss, Myers, Northup, Paulsen, Pope, Powell, Price, Ricker, Short, Stafford, Strowbridge, Thompson, Waldo, Wilson, and Mr. Speaker—35.

Nays—Messrs. Crook, Crosno, Gambee, Harrington, Howard, Hume, Kirk, Miller of Linn, Morelock, Paquet, Parker, Roberts, Roe, Thomas and Weed—15.

Absent—Messrs. Apperson, Blundell, Bowditch, Fell, Gilbert, Hunter, McCoy, Miller of Jackson, Napton and Williamson—10.

So the bill passed.

The house adjourned according to rule.

## AFTERNOON SESSION.

House called to order at 1:30 o'clock P. M., Mr. Speaker in the chair.

The roll was called, and those absent were Messrs. Bowditch, Fisher of Polk, Gilbert, Goodnough, Harrington, Haskell, Hume, Hunter, McCoy, R. A. Miller and Short.

Mr. Powell selected house bill No. 125, which was read the first time.

Mr. Apperson moved to suspend the rules and read senate bill No. 125 the second time by title.

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Apperson, Armstrong, Bean, Belknap, Blundell, Bowditch, Condon, Crook, Crosno, Derby, Fell, Fisher of Multnomah, Gambee, Geer, Gilbert, Gilham, Goodnough, Hahn, Howard, Jennings, Kirk, Labrie, Ladd, Laughlin, Layman, Maxwell, Miller of Linn, Moore, Moss, Paquet, Parker, Pope, Powell, Ricker, Roberts, Roe, Stafford, Strowbridge, Thomas, Thompson, Waldo, Weed, Williamson, Wilson, and Mr. Speaker—45.

Nays—None.

Absent—Messrs. Earhart, Fisher of Polk, Harrington, Haskell, Hume, Hunter, McCoy, Miller of Jackson, Morelock, Myers, Napton, Northup, Paulsen, Price and Short—15.

So the rules were suspended and senate bill No. 125 was read the second time by title.

Mr. Apperson moved to further suspend the rules and read senate bill No. 125 the third time now.

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Apperson, Armstrong, Bean, Belknap, Blundell, Bowditch, Condon, Crook, Crosno, Derby, Fell, Fisher of Multnomah, Gambee, Geer, Gilbert, Gilham, Goodnough, Hahn, Harrington, Howard, Jennings, Kirk, Labrie, Ladd, Laughlin, Layman, Maxwell, Miller of Linn, Moore, Moss, Napton, Northup, Paquet, Parker, Paulsen, Pope, Powell, Ricker, Roberts, Roe, Stafford, Strowbridge, Thomas, Thompson, Waldo, Weed, Williamson, Wilson, and Mr. Speaker—49.

Nays—None.

Absent—Messrs. Earhart, Fisher of Polk, Haskell, Hume, Hunter, McCoy, Miller of Jackson, Morelock, Myers, Price and Short—11.

So the rules were suspended and senate bill No. 125 was read the third time.

"Shall the bill pass?"

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Apperson, Armstrong, Bean, Belknap, Blundell, Bowditch, Condon, Crook, Crosno, Derby, Fell, Fisher of Polk, Fisher of Multnomah, Gambee, Geer, Gilham, Goodnough, Hahn, Harrington, Jennings, Kirk, Ladd, Laughlin, Layman, Maxwell, Miller of Linn, Moore, Morelock, Moss, Napton, Northup, Paquet, Parker, Paulsen, Pope, Powell, Price, Ricker, Roe, Stafford, Strowbridge, Thomas, Thompson, Weed, Williamson, Wilson, and Mr. Speaker—47.

Nays—None.

Absent—Messrs. Earhart, Gilbert, Haskell, Howard, Hume, Hunter, Labrie, McCoy, Miller of Jackson, Myers, Roberts, Short and Waldo—13.

So the bill passed.

Mr. Fisher of Multnomah selected senate bill No. 41, which was read the third time.

“Shall the bill pass?”

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Apperson, Armstrong, Bean, Belknap, Blundell, Condon, Crook, Crosno, Derby, Fell, Fisher of Polk, Fisher of Multnomah, Geer, Gilbert, Gilham, Goodnough, Hahn, Harrington, Haskell, Howard, Jennings, Kirk, Labrie, Ladd, Laughlin, Layman, Maxwell, Miller of Jackson, Miller of Linn, Moore, Morelock, Moss, Napton, Paquet, Parker, Paulsen, Pope, Powell, Price, Ricker, Roberts, Roe, Short, Stafford, Strowbridge, Thomas, Thompson, Waldo, Weed, Williamson, Wilson, and Mr. Speaker—52.

Nays—None.

Absent—Messrs. Bowditch, Earhart, Gambee, Hume, Hunter, McCoy, Myers and Northup—8.

So the bill passed.

Mr. Haskell moved to reconsider the vote by which senate bill No. 67 failed to pass.

After some discussion he withdrew the motion.

Mr. Condon introduced house resolution No. 36.

#### HOUSE RESOLUTION NO. 36.

*Resolved*, That the per diem allowed the Reading Clerk and Second Assistant Clerk shall be for forty days each.

On motion of Mr. Roberts, the resolution was adopted.

The committee on enrolled bills submitted the following:

## REPORT.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
February 22, 1889. }

*Mr. Speaker :*

Your committee on enrolled bills, to whom was referred house bills Nos. 147 and 67, beg leave to report the same back to the house as correctly enrolled.

S. W. CONDON,  
Chairman.

The Speaker announced that he was about to sign house bills Nos. 147 and 67, and soon thereafter that he had so signed.

Mr. Price selected senate bill No. 154, which was read the first time.

Mr. Thompson moved to suspend the rules and read senate bill No. 154 the second time by title.

On this question the roll was called and the vote was :

Those voting aye were :

Messrs. Apperson, Armstrong, Belknap, Blundell, Condon, Crook, Crosno, Derby, Fell, Fisher of Polk, Fisher of Multnomah, Gambee, Geer, Gilbert, Gilham, Goodnough, Haskell, Howard, Kirk, Labrie, Ladd, Laughlin, Layman, Maxwell, Miller of Jackson, Miller of Linn, Moore, Morelock, Moss, Napton, Paquet, Parker, Paulsen, Pope, Powell, Price, Ricker, Roberts, Stafford, Strowbridge, Thomas, Thompson, Williamson, Wilson, and Mr. Speaker—45.

Nays—Mr. Hahn.

Absent—Messrs. Bean, Bowditch, Earhart, Harrington, Hume, Hunter, Jennings, McCoy, Myers, Northup, Roe, Short, Waldo and Weed—14.

So the rules were suspended and senate bill No. 154 was read the second time by title.

Mr. Apperson moved the following amendment :

Amend section 1, line 2, of printed bill, by striking out "fifteen" and inserting "six."

Adopted.

Mr. Thompson moved to suspend the rules and read senate bill No. 154 the third time now.

On this question the roll was called and the vote was :

Those voting aye were :

Messrs. Apperson, Armstrong, Bean, Belknap, Blundell, Condon, Crook, Crosno, Derby, Fell, Fisher of Polk, Fisher of Multnomah, Gambee, Geer, Gilbert, Gilham, Goodnough, Hahn, Haskell, Howard,



Kirk, Labrie, Ladd, Laughlin, Layman, Maxwell, Miller of Jackson, Miller of Linn, Moore, Morelock, Moss, Myers, Napton, Northup, Paquet, Parker, Paulsen, Pope, Powell, Price, Ricker, Roberts, Roe, Strowbridge, Thomas, Thompson, Weed, Williamson, Wilson, and Mr. Speaker—50.

Nays—None.

Absent—Messrs. Bowditch, Earhart, Harrington, Hume, Hunter, Jennings, McCoy, Short, Stafford and Waldo—10.

So the rules were suspended and senate bill No. 154 was read the third time.

“Shall the bill pass?”

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Apperson, Armstrong, Bean, Belknap, Blundell, Bowditch, Condon, Crook, Crosno, Derby, Earhart, Fell, Fisher of Polk, Fisher of Multnomah, Gambee, Geer, Gilbert, Gilham, Goodnough, Haskell, Howard, Hume, Kirk, Labrie, Ladd, Laughlin, Layman, Maxwell, Miller of Jackson, Miller of Linn, Moore, Morelock, Moss, Napton, Northup, Parker, Pope, Powell, Price, Ricker, Roberts, Roe, Strowbridge, Thomas, Thompson, Weed, Wilson, and Mr. Speaker—48.

Nays—Messrs. Hahn, Harrington, Myers, Paulsen, Waldo and Williamson—6.

Absent—Messrs. Hunter, Jennings, McCoy, Paquet, Short and Stafford—6.

So the bill passed.

Mr. Fisher of Polk selected senate bill No. 137, which was read the first time.

Mr. Fisher moved to suspend the rules and read senate bill No. 137 the second time by title only.

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Apperson, Armstrong, Belknap, Blundell, Bowditch, Condon, Crosno, Derby, Earhart, Fell, Fisher of Polk, Fisher of Multnomah, Gambee, Geer, Gilbert, Goodnough, Hahn, Harrington, Haskell, Howard, Hume, Jennings, Kirk, Labrie, Ladd, Laughlin, Layman, Maxwell, Miller of Jackson, Moore, Morelock, Moss, Myers, Napton, Northup, Parker, Paulsen, Pope, Price, Roberts, Roe, Stafford, Strowbridge, Thomas, Thompson, Waldo, Weed, Williamson, Wilson, and Mr. Speaker—50.

Nays—None.

Absent—Messrs. Bean, Crook, Gilham, Hunter, McCoy, Miller of Linn, Paquet, Powell, Ricker and Short—10.

So the rules were suspended and senate bill No. 137 was read the second time by title.

Mr. Fisher of Polk moved to suspend the rules and read senate bill No. 137 the third time now.

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Apperson, Armstrong, Bean, Bowditch, Condon, Derby, Earhart, Fell, Fisher of Polk, Fisher of Multnomah, Gambee, Geer, Gilbert, Goodnough, Hahn, Harrington, Haskell, Hume, Jennings, Kirk, Labrie, Ladd, Laughlin, Layman, Maxwell, McCoy, Miller of Jackson, Moore, Morelock, Moss, Myers, Napton, Northup, Paquet, Parker, Paulsen, Pope, Roe, Short, Stafford, Strowbridge, Thomas, Thompson, Waldo, Weed, Williamson, Wilson, and Mr. Speaker—48.

Nays—None.

Absent—Messrs. Belknap, Blundell, Crook, Crosno, Gilham, Howard, Hunter, Miller of Linn, Powell, Price, Ricker and Roberts—12.

So the rules were suspended and senate bill No. 137 was read the third time.

"Shall the bill pass?"

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Apperson, Armstrong, Bean, Blundell, Bowditch, Condon, Derby, Earhart, Fell, Fisher of Polk, Fisher of Multnomah, Geer, Gilbert, Goodnough, Hahn, Harrington, Haskell, Howard, Hume, Hunter, Jennings, Kirk, Labrie, Ladd, Laughlin, Layman, Maxwell, McCoy, Miller of Jackson, Moore, Moss, Myers, Napton, Northup, Paquet, Parker, Paulsen, Pope, Powell, Price, Ricker, Roberts, Roe, Short, Stafford, Strowbridge, Thomas, Thompson, Waldo, Weed, Williamson, Wilson, and Mr. Speaker—53.

Nays—None.

Absent—Messrs. Belknap, Crook, Crosno, Gambee, Gilham, Miller of Linn and Morelock—7.

So the bill passed.

The Chair submitted the following:

#### MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
SALEM, Oregon,  
February 22, 1889. }

*Mr. Speaker:*

I am directed by the President to inform you that he has signed house bill No. 147, house bill No. 67, house bill No. 63 and house joint resolution No. 13.

And the same are herewith returned.

JOHN H. SHUPE,  
Chief Clerk.

MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
SALEM, Oregon,  
February 22, 1889. }

*Mr. Speaker :*

I am directed by the President to inform you that senate bill No. 97, senate bill No. 88, senate bill No. 65, senate bill No. 165, senate bill No. 82 and senate bill 194 have been reported correctly enrolled.

And the same are herewith transmitted for your signature.

JOHN H. SHUPE,  
Chief Clerk.

The Speaker announced that he was about to sign senate bills Nos. 97, 88, 65, 82 and 194, and soon thereafter stated that he had signed them.

The committee on enrolled bills submitted the following:

REPORT.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
February 22, 1889. }

*Mr. Speaker :*

Your committee on enrolled bills, to whom was referred house bills Nos. 32 and 137, beg leave to report the same back to the house as correctly enrolled.

S. W. CONDON,  
Chairman.

The Speaker announced that he was about to sign house bills Nos. 32 and 137, and soon thereafter stated that he had signed them.

Mr. Ricker selected senate bill No. 202, and moved to suspend the rules and read senate bill No. 202 the first time by title only.

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Armstrong, Bean, Blundell, Bowditch, Condon, Crook, Derby, Earhart, Fisher of Polk, Fisher of Multnomah, Gambee, Geer, Gilbert, Goodnough, Hahn, Haskell, Howard, Hume, Hunter, Jennings, Kirk, Labrie, Ladd, Laughlin, Layman, Maxwell, McCoy,

Miller of Jackson, Miller of Linn, Moore, Morelock, Myers, Napton, Parker, Powell, Price, Ricker, Roe, Short, Stafford, Strowbridge, Thomas, Thompson, Waldo, Weed, Williamson, Wilson, and Mr. Speaker—48.

Nays—Messrs. Harrington, Moss, Paquet, Paulsen and Pope—5.

Absent—Messrs. Apperson, Belknap, Crosno, Fell, Gilham, Northup and Roberts—7.

So the rules were suspended and senate bill No. 202 was read the first time by title.

Mr. Ricker moved to further suspend the rules and read senate bill No. 202 the second time by title only.

On this question the roll was called and the vote was: .

Those voting aye were:

Messrs. Armstrong, Bean, Blundell, Crook, Derby, Earhart, Fell, Fisher of Polk, Fisher of Multnomah, Gambee, Geer, Gilbert, Goodnough, Hahn, Haskell, Howard, Hume, Hunter, Jennings, Kirk, Labrie, Laughlin, Layman, McCoy, Miller of Linn, Moore, Morelock, Moss, Myers, Napton, Northup, Paquet, Parker, Powell, Price, Ricker, Roe, Short, Stafford, Strowbridge, Thomas, Thompson, Waldo, Weed, Williamson, Wilson, and Mr. Speaker—48.

Nays—Mr. Harrington.

Absent—Messrs. Apperson, Belknap, Bowditch, Condon, Crosno, Gilham, Ladd, Maxwell, Miller of Jackson, Paulsen, Pope and Roberts—11.

So the rules were suspended and senate bill No. 202 was read the second time by title.

Mr. Ricker moved to suspend the rules and read senate bill No. 202 the third time now.

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Armstrong, Bean, Blundell, Crook, Crosno, Derby, Earhart, Fell, Fisher of Polk, Fisher of Multnomah, Gambee, Geer, Goodnough, Hahn, Haskell, Howard, Hume, Hunter, Jennings, Kirk, Labrie, Laughlin, Layman, McCoy, Moore, Moss, Myers, Napton, Northup, Paquet, Parker, Powell, Ricker, Roberts, Roe, Short, Stafford, Strowbridge, Thomas, Thompson, Waldo, Weed, Williamson, Wilson, and Mr. Speaker—45.

Nays—Mr. Ladd.

Absent—Messrs. Apperson, Belknap, Bowditch, Condon, Gilbert, Gilham, Harrington, Maxwell, Miller of Jackson, Miller of Linn, Morelock, Paulsen, Pope and Price—14.

So the rules were suspended and senate bill No. 202 was read the third time.

"Shall the bill pass?"

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Armstrong, Bean, Blundell, Bowditch, Condon, Crook, Crosno, Derby, Earhart, Fell, Fisher of Polk, Fisher of Multnomah, Gambee, Geer, Gilbert, Gilham, Goodnough, Hahn, Howard, Hume, Hunter, Labrie, Ladd, Laughlin, Layman, McCoy, Myers, Napton, Northup, Parker, Powell, Price, Ricker, Roberts, Short, Strowbridge, Thomas, Thompson, Williamson, Wilson, and Mr. Speaker—41.

Nays—Messrs. Jennings, Miller of Linn, Moore, Moss, Paquet, Paulsen, Pope, Roe, Stafford, Waldo and Weed—11.

Absent—Messrs. Apperson, Belknap, Harrington, Haskell, Kirk, Maxwell, Miller of Jackson and Morelock—8.

So the bill passed.

The Speaker submitted the following:

#### MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
SALEM, Oregon,  
February 22, 1889. }

*Mr. Speaker:*

I am directed by the President to inform you that the senate has passed house bill No. 203.

And the same is herewith transmitted for enrollment.

JOHN H. SHUPE,  
Chief Clerk.

#### MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
SALEM, Oregon,  
February 22, 1889. }

*Mr. Speaker:*

I am directed by the President to inform you that the senate has passed house bill No. 230.

And the same is herewith transmitted for enrollment.

JOHN H. SHUPE,  
Chief Clerk.

Mr. Myers selected senate bill No. 131, which was read the first time.

Mr. Myers moved to suspend the rules and read senate bill No. 131 the second time by title only.

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Apperson, Armstrong, Bean, Blundell, Bowditch, Condon, Crook, Crosno, Derby, Earhart, Fell, Fisher of Polk, Fisher of Multnomah, Gambee, Geer, Gilbert, Gilham, Goodnough, Hahn, Harrington, Haskell, Hume, Hunter, Jennings, Labrie, Ladd, Laughlin, Layman, Maxwell, McCoy, Miller of Linn, Moore, Moss, Myers, Napton, Northup, Paquet, Parker, Pope, Powell, Price, Ricker, Roberts, Short, Strowbridge, Thomas, Waldo, Weed, Williamson, Wilson, and Mr. Speaker—51.

Nays—Mr. Stafford.

Absent—Messrs. Belknap, Howard, Kirk, Miller of Jackson, Morelock, Paulsen, Roe and Thompson—8.

So the rules were suspended and senate bill No. 131 was read the second time by title.

Mr. Myers moved to suspend the rules and read the bill the third time now.

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Apperson, Armstrong, Bean, Blundell, Bowditch, Condon, Crook, Crosno, Derby, Earhart, Fell, Fisher of Polk, Fisher of Multnomah, Gambee, Geer, Gilbert, Gilham, Goodnough, Hahn, Haskell, Hume, Hunter, Jennings, Labrie, Ladd, Laughlin, Layman, Maxwell, McCoy, Miller of Linn, Moore, Moss, Myers, Napton, Paquet, Paulsen, Pope, Powell, Price, Roberts, Short, Stafford, Strowbridge, Thomas, Waldo, Weed, Williamson, and Mr. Speaker—48.

Nays—None.

Absent—Messrs. Belknap, Harrington, Howard, Kirk, Miller of Jackson, Morelock, Northup, Parker, Ricker, Roe, Thompson and Wilson—12.

So the rules were suspended.

"Shall the bill pass?"

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Apperson, Armstrong, Bean, Belknap, Blundell, Bowditch, Condon, Crook, Fell, Fisher of Polk, Fisher of Multnomah, Geer, Gilham, Goodnough, Hahn, Harrington, Haskell, Hume, Hunter, Jennings, Kirk, Labrie, Laughlin, Layman, Maxwell, McCoy, Miller of Linn, Moore, Moss, Myers, Northup, Paquet, Parker, Paulsen, Price, Roberts, Short, Stafford, Strowbridge, Thompson, Waldo, Weed, Williamson, Wilson, and Mr. Speaker—46.

Nays—Messrs. Crosno, Derby, Earhart, Gambee, Gilbert, Howard, Ladd, Pope, Powell, Roe and Thomas—10.

Absent—Messrs. Miller of Jackson, Morelock, Napton and Ricker—4.

So the bill passed.

The Speaker submitted the following:

MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
SALEM, Oregon,  
February 22, 1889. }

*Mr. Speaker :*

I am directed by the President to inform you that the senate has passed house bill No. 164.

And the same is herewith transmitted for enrollment.

JOHN H. SHUPE,  
Chief Clerk.

MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
SALEM, Oregon,  
February 22, 1889. }

*Mr. Speaker :*

I am directed by the President to inform you that senate bill No. 196, senate bill No. 29 and senate bill No. 111 have been reported correctly enrolled.

And the same are herewith transmitted for your signature.

JOHN H. SHUPE,  
Chief Clerk.

The Speaker announced that he was about to sign, and soon thereafter that he had signed senate bill No. 196, senate bill No. 29, and senate bill No. 111.

MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
SALEM, Oregon,  
February 22, 1889. }

*Mr. Speaker :*

I am directed by the President to inform you that the senate has concurred in the amendment to senate bill No. 154, as adopted in the house.

JOHN H. SHUPE,  
Chief Clerk.

The committee on enrolled bills submitted the following:

## REPORT.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
February 22, 1889. }

*Mr. Speaker :*

Your committee on enrolled bills, to whom was referred house bill No. 173, beg leave to report the same back to the house as correctly enrolled.

S. W. CONDON,  
Chairman.

The Speaker announced that he was about to sign house bill No. 173, and soon thereafter stated that he had signed it.

Mr. Fell selected senate bill No. 20, which was read the second time.

Mr. Fell moved to suspend the rules and read senate bill No. 20 the third time now.

On this question the roll was called and the vote was :

Those voting aye were :

Messrs. Apperson, Armstrong, Blundell, Condon, Crook, Derby, Earhart, Fell, Fisher of Polk, Fisher of Multnomah, Gambee, Geer, Gilbert, Goodnough, Hahn, Harrington, Haskell, Howard, Hume, Hunter, Jennings, Kirk, Labrie, Layman, Maxwell, Miller of Linn, Moore, Morelock, Moss, Napton, Northup, Paquet, Parker, Pope, Powell, Roberts, Short, Stafford, Strowbridge, Thomas, Waldo, Weed, Williamson, Wilson, and Mr. Speaker—45.

Nays—Messrs. Bean, Ladd, Paulsen and Thompson—4.

Absent—Messrs. Belknap, Bowditch, Crosno, Gilham, Laughlin, McCoy, Miller of Jackson, Myers, Price, Ricker and Roe—11.

So the rules were suspended and senate bill No. 20 was read the third time.

"Shall the bill pass?"

On this question the roll was called and the vote was :

Those voting aye were :

Messrs. Armstrong, Blundell, Condon, Crook, Earhart, Fell, Fisher of Polk, Fisher of Multnomah, Geer, Gilbert, Hahn, Harrington, Haskell, Howard, Jennings, Kirk, Labrie, Ladd, Laughlin, Layman, Maxwell, Miller of Linn, Moore, Morelock, Moss, Napton, Northup, Powell, Roberts, Short, Stafford, Strowbridge, Thomas, Thompson, Weed, Williamson, Wilson, and Mr. Speaker—38.

Nays—Messrs. Apperson, Derby, Hume, Paquet and Paulsen—5.

Absent—Messrs. Bean, Belknap, Bowditch, Crosno, Gambee,



Gilham, Goodnough, Hunter, McCoy, Miller of Jackson, Myers, Parker, Pope, Price, Ricker, Roe and Waldo—17.

So the bill passed.

Mr. Roberts selected senate bill No. 64, which was read the first time.

Mr. Roberts moved to suspend the rules and read senate bill No. 64 the second time by title now.

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Apperson, Armstrong, Bean, Belknap, Blundell, Condon, Derby, Earhart, Fisher of Polk, Fisher of Multnomah, Gambée, Geer, Gilbert, Hahn, Harrington, Haskell, Howard, Hume, Jennings, Kirk, Labrie, Ladd, Laughlin, Layman, Maxwell, Miller of Linn, Moore, Morelock, Moss, Napton, Northup, Paquet, Paulsen, Pope, Powell, Roberts, Short, Stafford, Strowbridge, Thomas, Thompson, Waldo, Weed, Williamson, Wilson, and Mr. Speaker—46.

Nays—None.

Absent—Messrs. Bowditch, Crook, Crosno, Fell, Gilham, Goodnough, Hunter, McCoy, Miller of Jackson, Myers, Parker, Price, Ricker and Roe—14.

So the rules were suspended and senate bill No. 64 was read the second time by title.

Mr. Roberts moved to further suspend the rules and read senate bill No. 64 the third time now.

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Apperson, Armstrong, Bean, Belknap, Blundell, Bowditch, Condon, Crook, Derby, Earhart, Fisher of Multnomah, Gambée, Geer, Gilbert, Hahn, Harrington, Haskell, Howard, Hume, Jennings, Kirk, Labrie, Ladd, Laughlin, Layman, Maxwell, Miller of Jackson, Miller of Linn, Moore, Morelock, Moss, Napton, Northup, Paquet, Parker, Paulsen, Pope, Powell, Roberts, Short, Stafford, Strowbridge, Thomas, Thompson, Waldo, Weed, Williamson, Wilson, and Mr. Speaker—49.

Nays—None.

Absent—Messrs. Crosno, Fell, Fisher of Polk, Gilham, Goodnough, Hunter, McCoy, Myers, Price, Ricker and Roe—11.

So the rules were suspended.

Senate bill No. 64 was read the third time.

“Shall the bill pass?”

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Apperson, Armstrong, Bean, Belknap, Blundell, Bowditch, Condon, Derby, Earhart, Fisher of Polk, Fisher of Multno-

mah, Gambee, Geer, Gilbert, Gilham, Hahn, Harrington, Howard, Jennings, Kirk, Labrie, Ladd, Laughlin, Layman, Maxwell, Miller of Jackson, Miller of Linn, Moore, Morelock, Moss, Napton, Northup, Paquet, Parker, Paulsen, Pope, Powell, Price, Roberts, Roe, Short, Stafford, Strowbridge, Thomas, Thompson, Waldo, Weed, Williamson, Wilson, and Mr. Speaker—50.

Nays—None.

Absent—Messrs. Crook, Crosno, Fell, Goodnough, Haskell, Hume, Hunter, McCoy, Myers and Ricker—10.

So the bill passed.

Mr. Paquet was called to the chair.

Mr. Earhart selected senate bill No. 197, and subsequently withdrew the same.

The Speaker submitted the following:

#### MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
SALEM, Oregon,  
February 22, 1889. }

*Mr. Speaker:*

I am directed by the President to inform you that the senate has passed house bill No. 104.

And the same is herewith transmitted to you for enrollment.

JOHN H. SHUPE,  
Chief Clerk.

Mr. Derby selected senate bill No. 122, which was read the first time.

Mr. Weed moved to suspend the rules and read senate bill No. 122 the second time by title now.

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Bean, Blundell, Crook, Derby, Earhart, Fisher of Polk, Fisher of Multnomah, Gambee, Gilham, Haskell, Howard, Jennings, Kirk, Labrie, Ladd, Laughlin, Layman, Maxwell, Miller of Jackson, Moore, Northup, Paquet, Parker, Paulsen, Pope, Powell, Ricker, Short, Stafford, Strowbridge, Thompson, Waldo, Weed and Wilson—34.

Nays—Messrs. Apperson, Armstrong, Bowditch, Harrington, Morelock, Moss and Thomas—7.

Absent—Messrs. Belknap, Condon, Crosno, Fell, Geer, Gilbert, Goodnough, Hahn, Hume, Hunter, McCoy, Miller of Linn, Myers, Napton, Price, Roberts, Roe, Williamson, and Mr. Speaker—19.

- So the rules were not suspended.  
The committee on enrolled bills submitted the following:

## REPORT.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
February 22, 1889. }

*Mr. Speaker:*

Your committee on enrolled bills, to whom was referred house bill No. 242, beg leave to report the same back to the house as correctly enrolled.

S. W. CONDON,  
Chairman.

The Speaker announced that he was about to sign house bill No. 242, and soon thereafter stated that he had signed it.

The Speaker submitted the following:

## MESSAGE FROM THE SENATE.

SENATE CHAMBER, }  
SALEM, Oregon, }  
February 22, 1889. }

*Mr. Speaker:*

I am directed by the President to inform you that he has signed house bill No. 173.

And the same is herewith returned.

JOHN H. SHUPE,  
Chief Clerk.

Mr. Short selected senate bill No. 171, which was read the third time.

"Shall the bill pass?"

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Bean, Blundell, Condon, Crook, Crosno, Derby, Earhart, Fell, Fisher of Polk, Fisher of Multnomah, Gambée, Geer, Gilbert, Goodnough, Hahn, Harrington, Haskell, Howard, Jennings, Kirk, Labrie, Ladd, Laughlin, Layman, Maxwell, Miller of Linn, Moore, Northup, Paquet, Parker, Pope, Powell, Ricker, Roberts, Roe, Short, Stowbridge, Thomas, Waldo, Weed, Wilson, and Mr. Speaker—42.

Nays—Messrs. Armstrong and Morelock—2.

Absent—Messrs. Apperson, Belknap, Bowditch, Gilham, Hume, Hunter, McCoy, Miller of Jackson, Moss, Myers, Napton, Paulson, Price, Stafford, Thompson and Williamson—16.

So the bill passed.

Mr. Crosno selected senate bill No. 173, which was read the first time.

Mr. Crosno moved to suspend the rules and read senate bill No. 173 the second time by title only.

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Bean, Blundell, Crook, Crosno, Derby, Earhart, Fell, Fisher of Polk, Fisher of Multnomah, Gambia, Geer, Gilbert, Gilham, Harrington, Haskell, Howard, Hume, Hunter, Jennings, Kirk, Labrie, Ladd, Laughlin, Layman, Maxwell, Miller of Jackson, Moore, Moss, Myers, Napton, Northup, Paquet, Parker, Paulsen, Pope, Powell, Ricker, Roberts, Short, Stafford, Thomas, Thompson, Waldo, Weed, Wilson, and Mr. Speaker—46.

Nays—None.

Absent—Messrs. Apperson, Armstrong, Belknap, Bowditch, Condon, Goodnough, Hahn, McCoy, Miller of Linn, Morelock, Price, Roe, Strowbridge and Williamson—14.

So the rules were suspended and senate bill No. 173 was read the second time by title.

Mr. Crosno moved to suspend the rules and read senate bill No. 173 the third time now.

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Armstrong, Bean, Blundell, Crook, Crosno, Derby, Earhart, Fell, Fisher of Polk, Gilbert, Gilham, Harrington, Haskell, Hunter, Jennings, Kirk, Ladd, Laughlin, Layman, Maxwell, McCoy, Miller of Jackson, Moore, Moss, Napton, Northup, Parker, Pope, Powell, Price, Roberts, Stafford, Strowbridge, Thomas, Thompson, Waldo, Weed, Williamson, Wilson, and Mr. Speaker—40.

Nays—Mr. Short.

Absent—Messrs. Apperson, Belknap, Bowditch, Condon, Fisher of Multnomah, Gambia, Geer, Goodnough, Hahn, Howard, Hume, Labrie, Miller of Linn, Morelock, Myers, Paquet, Paulsen, Ricker and Roe—19.

So the rules were suspended and senate bill No. 173 was read the third time.

Mr. Belknap moved to refer the bill to the committee on commerce, with leave to amend and report at any time.

Mr. Bowditch moved to indefinitely postpone further consideration of the bill.

Lost.

The motion to refer to the committee on commerce carried.

The Speaker submitted the following:

## MESSAGE FROM THE GOVERNOR.

STATE OF OREGON,  
EXECUTIVE DEPARTMENT,  
SALEM, February 22, 1889. }

*To the Honorable, the House of Representatives of the State of Oregon:*

I herewith return house bill No. 173 with my dissent. This bill, like senate bill No. 17 and house bill No. 31, heretofore returned, contains a provision exempting municipal bonds from taxation. As has been shown, these bonds, when paid out by a municipality, in trade, to private parties become private property, and no private property, under our State constitution, can be exempt from taxation. The same patriotic resistance should be given by the house to this bill as was given to the others. There should be no special exemption granted to any species of private property. Upon the anniversary of the birthday of the illustrious Washington, who led our fathers to victory in defense of the doctrine that there should be no "taxation without representation," let us stand as unfalteringly by the justly as sound doctrine of "equal taxation."

This legislature, however, should not adjourn without heeding the demand of the city of Portland for the privilege of issuing bonds for the procurement of pure water, and without heeding the equally strong demand of the people of the whole State that in the authorization of such issuance no special privileges shall be granted. This can and should be done.

I veto the bill.

SYLVESTER PENNOYER,  
Governor.

On motion of Mr. Northup, the reconsideration of house bill No. 173 was made the special order for this evening at 7:30 o'clock.

The Speaker submitted the following:

## MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
SALEM, Oregon,  
February 22, 1889. }

*Mr. Speaker:*

I am directed by the President to inform you that he has signed house bill No. 137 and house bill No. 32.

And the same are herewith returned.

JOHN H. SHUPE,  
Chief Clerk.

## MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
SALEM, Oregon,  
February 22, 1889. }

*Mr. Speaker :*

I am directed by the President to inform you that the senate has adopted senate concurrent resolution No. 12, approving of the action of the Secretary of State in providing rooms, lights, fuel, water, etc., for State Printer.

And the same is herewith transmitted for the consideration of the house.

JOHN H. SHUPE,  
Chief Clerk.

On motion of Mr. Hume, the house concurred in senate concurrent resolution No. 12.

The committee on enrolled bills submitted the following:

## REPORT.

HOUSE OF REPRESENTATIVES,  
SALEM, Oregon,  
February 22, 1889. }

*Mr. Speaker :*

Your committee on enrolled bills, to whom was referred house bill No. 164, beg leave to report the same back to the house as correctly enrolled.

S. W. CONDON,  
Chairman.

The Speaker announced that he was about to sign house bill No. 164, and soon thereafter stated that he had signed it.

The Speaker submitted the following :

## MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
SALEM, Oregon,  
February 22, 1889. }

*Mr. Speaker :*

I am directed by the President to inform you that he has signed house bill No. 242.

And the same is herewith returned.

JOHN H. SHUPE,  
Chief Clerk.

Mr. Stafford selected senate bill No. 7, which was read the third time.

"Shall the bill pass?"

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Apperson, Armstrong, Belknap, Blundell, Condon, Crook, Derby, Earhart, Fisher of Polk, Fisher of Multnomah, Gambee, Geer, Gilham, Goodnough, Hahn, Harrington, Howard, Hume, Hunter, Jennings, Kirk, Labrie, Laughlin, Layman, Maxwell, McCoy, Miller of Jackson, Miller of Linn, Moore, Napton, Paquet, Parker, Paulsen, Powell, Price, Ricker, Roe, Short, Stafford, Strowbridge, Thomas, Thompson, Waldo, Weed, Williamson, Wilson, and Mr. Speaker—47.

Nays—None.

Absent—Messrs. Bean, Bowditch, Crosno, Fell, Gilbert, Haskell, Ladd, Morelock, Moss, Myers, Northup, Pope and Roberts—13.

So the bill passed.

Mr. Crook selected senate bill No. 96, which was read the first time.

Mr. Blundell moved to suspend the rules and read senate bill No. 96 the second time by title only.

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Apperson, Armstrong, Bean, Belknap, Blundell, Crook, Crosno, Derby, Fisher of Polk, Fisher of Multnomah, Gambee, Geer, Gilbert, Gilham, Goodnough, Hahn, Haskell, Howard, Hume, Hunter, Jennings, Labrie, Ladd, Laughlin, Layman, Maxwell, McCoy, Miller of Jackson, Miller of Linn, Moore, Paquet, Parker, Paulsen, Powell, Price, Roberts, Roe, Stafford, Strowbridge, Thomas, Thompson, Weed, Williamson, Wilson, and Mr. Speaker—45.

Nays—Messrs. Harrington, Napton and Short—3.

Absent—Messrs. Bowditch, Condon, Earhart, Fell, Kirk, Morelock, Moss, Myers, Northup, Pope, Ricker and Waldo—12.

So the rules were suspended and senate bill No. 96 was read the second time by title.

Mr. Blundell moved to further suspend the rules and read senate bill No. 96 the third time now.

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Apperson, Armstrong, Bean, Blundell, Condon, Crook, Derby, Fisher of Polk, Fisher of Multnomah, Geer, Gilbert, Gilham, Goodnough, Hahn, Haskell, Howard, Hunter, Jennings, Kirk, Labrie, Ladd, Laughlin, Layman, Maxwell, McCoy, Miller of Linn, Moore, Moss, Napton, Paquet, Parker, Paulsen, Powell, Price, Roberts,

Stafford, Strowbridge, Thomas, Thompson, Weed, Williamson, and Mr. Speaker—42.

Nays—Messrs. Harrington and Short—2.

Absent—Messrs. Belknap, Bowditch, Crosno, Earhart, Fell, Gambee, Hume, Miller of Jackson, Morelock, Myers, Northup, Pope, Ricker, Roe, Waldo and Wilson—16.

So the rules were suspended and senate bill No. 96 was read the third time.

"Shall the bill pass?"

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Apperson, Armstrong, Bean, Belknap, Blundell, Condon, Crook, Crosno, Fisher of Polk, Fisher of Multnomah, Gambee, Gilbert, Gilham, Goodnough, Hahn, Haskell, Howard, Kirk, Labrie, Ladd, Laughlin, Layman, Maxwell, McCoy, Miller of Jackson, Paquet, Parker, Pope, Powell, Strowbridge, Thomas, Weed, Williamson, and Mr. Speaker—34.

Nays—Messrs. Derby, Geer, Harrington, Jennings, Miller of Linn, Moore, Paulsen, Price, Ricker, Roberts, Roe, Short, Stafford, Thompson and Waldo—15.

Absent—Messrs. Bowditch, Earhart, Fell, Hume, Hunter, Morelock, Moss, Myers, Napton, Northup and Wilson—11.

So the bill passed.

The committee on enrolled bills submitted the following:

#### REPORT.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
February 22, 1889. }

*Mr. Speaker :*

Your committee on enrolled bills, to whom was referred house bills Nos. 104, 230 and 203, beg leave to report the same back to the house as correctly enrolled.

S. W. CONDON,  
Chairman.

The Speaker announced that he was about to sign house bills No. 104, 230 and 203, and soon thereafter stated that he had signed them.

The Speaker submitted the following:



## MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
SALEM, Oregon,  
February 22, 1889. }

*Mr. Speaker :*

I am directed by the President to inform you that the senate has passed house bill No. 170, with amendments thereto attached.

And the same is herewith transmitted to you for the consideration of the house and enrollment.

JOHN H. SHUPE,  
Chief Clerk.

## FIRST AMENDMENT.

Strike out the word "is," in line 3, section 2, and the word "hereby," in line 4, of said section, of the printed bill, and insert the following:

"Shall file a certificate of this fact with the Secretary of State, who shall thereupon be."

## SECOND AMENDMENT.

In line 4 of section 2, after the word "draw," insert the words "his warrant."

## THIRD AMENDMENT.

In line 3 of section 4 of the printed bill, after the word "shall," insert the following:

"File a certificate of this fact with the Secretary of State, who shall thereupon."

## FOURTH AMENDMENT.

In line 4 of section 4, after the word "draw," insert the words "his warrant."

On motion of Mr. Maxwell, the house concurred in the amendments.

The Chair submitted the following:

## MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
SALEM, Oregon,  
February 22, 1889. }

*Mr. Speaker :*

I am directed by the President to inform you that the senate has passed house bill No. 218, with amendments thereto attached.

And the same is herewith transmitted for the consideration of the house and enrollment.

JOHN H. SHUPE.  
Chief Clerk.

FIRST AMENDMENT.

Amend section 7 by inserting the word "concurrent" after the word "have," in line 1 of said section.

SECOND AMENDMENT.

Strike out the last three words of section 3, and add in lieu thereof the words, "one and two."

On motion of Mr. Laughlin, the house concurred.

The Chair submitted the following:

MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
SALEM, Oregon,  
February 22, 1889. }

*Mr. Speaker:*

I am directed by the President to inform you that the senate has passed house bill No. 40.

And the same is herewith transmitted for enrollment.

JOHN H. SHUPE,  
Chief Clerk.

The committee on commerce, with leave to report at any time, submitted the following:

REPORT.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon,  
February 22, 1889. }

*Mr. Speaker:*

Your committee on commerce, to whom was referred senate bill No. 173, by Mr. Cauthorn, beg leave to report that they have had the same under consideration, and would respectfully report it back to the house with the recommendation that it do pass, with the following amendment:

AMENDMENT.

That the words "eighty-five" be inserted between the words

"than" and "feet," in line 4, of section 2, of printed bill, in lieu of the words "forty-five," inserted by the senate.

D. P. THOMPSON,  
Chairman.

On motion of Mr. Crosno, the report and amendment were adopted.

Mr. Myers moved the following amendments to senate bill No. 173:

FIRST AMENDMENT.

Strike out in line 4 the word "toll," and insert "free."

SECOND AMENDMENT.

In line 7, after the word "bridge," strike out the balance of section 1.

Adopted.

On the passage of senate bill No. 173, the question being:

"Shall the bill pass?"

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Apperson, Armstrong, Bean, Belknap, Bowditch, Condon, Crook, Crosno, Derby, Fell, Fisher of Polk, Fisher of Multnomah, Gambee, Geer, Gilham, Goodnough, Hahn, Harrington, Haskell, Howard, Hume, Hunter, Jennings, Kirk, Labrie, Ladd, Laughlin, Layman, McCoy, Miller of Jackson, Moore, Morelock, Moss, Myers, Napton, Paquet, Parker, Paulsen, Powell, Price, Ricker, Roe, Short, Stafford, Strowbridge, Thomas, Thompson, Waldo, Weed, Williamson, Wilson, and Mr. Speaker—52.

Nays—None.

Absent—Messrs. Blundell, Earhart, Gilbert, Maxwell, Miller of Linn, Northup, Pope and Roberts—8.

So the bill passed.

The Speaker submitted the following:

MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
SALEM, Oregon,  
February 22, 1889. }

*Mr. Speaker:*

I am directed by the President to inform you that senate bills Nos. 37 and 125 have been reported correctly enrolled.

And the same are herewith transmitted for your signature.

JOHN H. SHUPE,  
Chief Clerk.

The Speaker announced that he was about to sign, and soon thereafter stated that he had signed senate bills Nos. 37 and 125.

Mr. Strowbridge selected senate bill No. 201, and moved to suspend the rules and read senate bill No. 201 the first time by title only.

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Apperson, Armstrong, Bean, Blundell, Fisher of Polk, Fisher of Multnomah, Gambee, Geer, Gilbert, Gilham, Goodnough, Hahn, Harrington, Howard, Hume, Hunter, Kirk, Labrie, Ladd, Laughlin, Layman, Maxwell, McCoy, Miller of Jackson, Moore, Morelock, Moss, Myers, Napton, Northup, Paquet, Parker, Paulsen, Powell, Roberts, Roe, Short, Stafford, Strowbridge, Thomas, Waldo, Weed, Williamson, Wilson, and Mr. Speaker—45.

Nays—None.

Absent—Messrs. Belknap, Bowditch, Condon, Crook, Crosno, Derby, Earhart, Fell, Haskell, Jennings, Miller of Linn, Pope, Price, Ricker and Thompson—15.

So the rules were suspended and senate bill No. 201 was read the first time by title.

Mr. Strowbridge moved to further suspend the rules and read senate bill No. 201 the second time by title now.

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Apperson, Armstrong, Bean, Belknap, Blundell, Condon, Crook, Crosno, Fell, Fisher of Polk, Fisher of Multnomah, Gambee, Geer, Gilbert, Gilham, Goodnough, Hahn, Harrington, Haskell, Howard, Hume, Hunter, Jennings, Kirk, Labrie, Laughlin, Layman, Maxwell, McCoy, Miller of Jackson, Moore, Morelock, Moss, Myers, Napton, Paquet, Parker, Paulsen, Powell, Roberts, Roe, Short, Stafford, Strowbridge, Thomas, Thompson, Waldo, Weed, Williamson, Wilson, and Mr. Speaker—51.

Nays—None.

Absent—Messrs. Bowditch, Derby, Earhart, Ladd, Miller of Linn, Northup, Pope, Price and Ricker—9.

So the rules were suspended and senate bill No. 201 was read the second time by title.

Mr. Paquet moved to amend by striking out "40,000" wherever it occurs in the bill, and insert "10,000."

Carried.

Mr. Strowbridge moved to suspend the rules and read senate bill No. 201 the third time now.

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Apperson, Armstrong, Bean, Belknap, Condon, Crook, Fell, Fisher of Polk, Fisher of Multnomah, Gambee, Geer, Gilbert, Gilham, Goodnough, Hahn, Harrington, Howard, Hume, Hunter, Jennings, Kirk, Labrie, Ladd, Laughlin, Layman, Maxwell, Miller of Jackson, Moss, Myers, Northup, Paquet, Paulsen, Pope, Powell, Price, Roe, Short, Strowbridge, Thompson, Weed, Williamson, Wilson, and Mr. Speaker—43.

Nays—Messrs. Moore, Napton, Parker, Stafford, Thomas and Waldo—6.

Absent—Messrs. Blundell, Bowditch, Crosno, Derby, Earhart, Haskell, McCoy, Miller of Linn, Morelock, Ricker and Roberts—11.

So the rules were suspended and senate bill No. 201 was read the third time.

"Shall the bill pass?"

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Apperson, Armstrong, Bean, Condon, Fell, Fisher of Polk, Fisher of Multnomah, Gambee, Geer, Gilbert, Gilham, Goodnough, Hahn, Harrington, Haskell, Howard, Hume, Hunter, Labrie, Ladd, Laughlin, Layman, Maxwell, Miller of Jackson, Moss, Myers, Northup, Paquet, Paulsen, Pope, Powell, Price, Short, Strowbridge, Thompson, Weed, Williamson, Wilson, and Mr. Speaker—38.

Nays—Messrs. Belknap, Jennings, Miller of Linn, Moore, Morelock, Napton, Parker, Ricker, Roe, Stafford and Waldo—11.

Absent—Messrs. Blundell, Bowditch, Crook, Crosno, Derby, Earhart, Kirk, McCoy, Roberts and Thomas—11.

So the bill passed.

The committee on enrolled bills submitted the following:

#### REPORT.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
February 22, 1889. }

*Mr. Speaker:*

Your committee on enrolled bills, to whom was referred house bill No. 241, appropriation bill, beg leave to report the same back to the house as correctly enrolled.

S. W. CONDON,  
Chairman.

The Speaker announced that he was about to sign house bill No. 241, and soon thereafter stated that he had signed it.

The Speaker submitted the following:

## MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
SALEM, Oregon,  
February 22, 1889. }

*Mr. Speaker:*

I am directed by the President to inform you that he has signed house bill No. 164.

And the same is herewith returned.

JOHN H. SHUPE,  
Chief Clerk.

## MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
SALEM, Oregon,  
February 22, 1889. }

*Mr. Speaker:*

I am directed by the President to inform you that the senate has passed house bill No. 15, with amendment thereto attached.

And the same is herewith transmitted to you for the consideration of the house.

JOHN H. SHUPE,  
Chief Clerk.

## AMENDMENT.

Strike out all of section 1 as unnecessary, and conflicting with senate bill No. 159, already passed.

On motion of Mr. Price, the amendment was concurred in by the house.

Mr. Roe selected senate bill No. 159, which was read the first time.

Mr. Geer moved to suspend the rules and read senate bill No. 159 the second time by title only.

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Armstrong, Bean, Blundell, Condon, Fell, Fisher of Polk, Fisher of Multnomah, Gambree, Geer, Gilbert, Gilham, Goodnough, Hahn, Harrington, Howard, Hume, Hunter, Jennings, Labrie, Ladd, Laughlin, Maxwell, McCoy, Miller of Jackson, Moore, Moss, Myers, Napton, Northup, Paquet, Parker, Paulsen, Pope, Price, Ricker, Roberts, Roe, Short, Stafford, Strowbridge, Thomas, Waldo, Weed, Williamson, Wilson, and Mr. Speaker—46.

Nays—None.

Absent—Messrs. Apperson, Belknap, Bowditch, Crook, Crosno, Derby, Earhart, Haskell, Kirk, Layman, Miller of Linn, Morelock, Powell and Thompson—14.

So the rules were suspended and senate bill No. 159 was read the second time by title.

The Speaker submitted the following :

MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
SALEM, Oregon,  
February 22, 1889. }

*Mr. Speaker:*

I am directed by the President to inform you that he has signed house bills Nos. 203, 230 and 104.

And the same are herewith returned.

JOHN H. SHUPE,  
Chief Clerk.

MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
SALEM, Oregon,  
February 22, 1889. }

*Mr. Speaker:*

I am directed by the President to inform you that the senate has passed house bill No. 204.

And the same is herewith transmitted for enrollment.

JOHN H. SHUPE,  
Chief Clerk.

Mr. Roe moved to suspend the rules and read senate bill No. 159 the third time now.

On this question the roll was called and the vote was :

Those voting aye were :

Messrs. Armstrong, Belknap, Blundell, Condon, Crosno, Derby, Fell, Fisher of Polk, Fisher of Multnomah, Gambée, Geer, Gilbert, Gilham, Goodnough, Hahn, Harrington, Haskell, Hunter, Jennings, Kirk, Labrie, Ladd, Laughlin, Layman, Maxwell, McCoy, Miller of Jackson, Moore, Morelock, Moss, Napton, Paquet, Parker, Paulsen, Pope, Powell, Ricker, Roberts, Roe, Short, Stafford, Strowbridge, Thomas, Waldo, Weed, Williamson, Wilson, and Mr. Speaker—48.

Nays—None.

Absent—Messrs. Apperson, Bean, Bowditch, Crook, Earhart, Howard, Hume, Miller of Linn, Myers, Northup, Price and Thompson—12.

So the rules were suspended and senate bill No. 159 was read the third time.

"Shall the bill pass?"

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Armstrong, Bean, Blundell, Crosno, Earhart, Fell, Fisher of Polk, Fisher of Multnomah, Geer, Gilbert, Gilham, Goodnough, Hahn, Harrington, Haskell, Howard, Hunter, Jennings, Labrie, Ladd, Laughlin, Maxwell, McCoy, Miller of Linn, Moore, Moss, Paquet, Parker, Paulsen, Pope, Powell, Roe, Short, Strowbridge, Thomas, Weed, Williamson, Wilson, and Mr. Speaker—39.

Nays—Messrs. Derby, Morelock, Napton, Roberts and Stafford—5.

Absent—Messrs. Apperson, Belknap, Bowditch, Condon, Crook, Gambee, Hume, Kirk, Layman, Miller of Jackson, Myers, Northup, Price, Ricker, Thompson and Waldo—16.

So the bill passed.

Mr. Maxwell moved to adjourn.

Mr. Geer moved that when the house adjourns it adjourn to meet at 7 o'clock.

Carried.

The motion to adjourn prevailed.

#### EVENING SESSION.

The house was called to order at 7 o'clock P. M., Mr. Speaker in the chair.

The roll was called, and those absent were Messrs. Bowditch, Fell and Gilham.

Mr. Condon, whose name had previously been passed without prejudice, selected senate bill No. 207, which was read the first time.

Mr. Layman moved to suspend the rules and read senate bill No. 207 the second time by title only.

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Apperson, Armstrong, Bean, Belknap, Blundell, Bowditch, Condon, Crook, Crosno, Derby, Earhart, Fell, Fisher of Polk, Fisher of Multnomah, Gambee, Geer, Gilbert, Gilham, Goodnough, Hahn, Harrington, Haskell, Howard, Hume, Hunter, Jennings, Kirk, Labrie, Ladd, Laughlin, Layman, Maxwell, McCoy, Miller of Jackson, Moore, Morelock, Moss, Myers, Parker, Pope, Powell, Price,



Roberts, Short, Stafford, Strowbridge, Thomas, Weed, Williamson, Wilson, and Mr. Speaker—51.

Nays—None.

Absent—Messrs. Miller of Linn, Napton, Northup, Paquet, Paulsen, Ricker, Roe, Thompson and Waldo—9.

So the rules were suspended and senate bill No. 207 was read the second time by title.

Mr. Layman moved to further suspend the rules and read senate bill No. 207 the third time now.

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Apperson, Armstrong, Bean, Blundell, Bowditch, Condon, Crook, Crosno, Derby, Earhart, Fell, Fisher of Polk, Fisher of Multnomah, Geer, Gilbert, Gilham, Goodnough, Hahn, Harrington, Howard, Jennings, Kirk, Labrie, Ladd, Laughlin, Layman, Maxwell, McCoy, Miller of Jackson, Miller of Linn, Morelock, Moss, Myers, Napton, Northup, Paquet, Parker, Paulsen, Pope, Powell, Price, Ricker, Roberts, Roe, Short, Stafford, Strowbridge, Thomas, Waldo, Weed, Williamson, Wilson, and Mr. Speaker—51.

Nays—None.

Absent—Messrs. Belknap, Gambee, Haskell, Hume, Hunter, Moore and Thompson—7.

So the rules were suspended.

Senate bill No. 207 was read the third time.

"Shall the bill pass?"

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Apperson, Armstrong, Bean, Belknap, Blundell, Bowditch, Crook, Crosno, Derby, Fisher of Polk, Fisher of Multnomah, Gambee, Geer, Gilham, Goodnough, Hahn, Harrington, Haskell, Howard, Hunter, Jennings, Kirk, Labrie, Ladd, Laughlin, Layman, McCoy, Miller of Jackson, Miller of Linn, Moore, Morelock, Moss, Myers, Northup, Parker, Paulsen, Pope, Powell, Ricker, Roberts, Roe, Short, Stafford, Strowbridge, Thomas, Waldo, Weed, Williamson, Wilson, and Mr. Speaker—50.

Nays—None.

Absent—Messrs. Condon, Earhart, Fell, Gilbert, Hume, Maxwell, Napton, Paquet, Price and Thompson—10.

So the bill passed.

Mr. Weed selected senate bill No. 57, which was read the second time.

Mr. Weed moved to suspend the rules and read senate bill No. 57 the third time now.

On this question the roll was called and the vote was:

Those voting aye were :

Messrs. Apperson, Armstrong, Belknap, Blundell, Crook, Crosno, Fell, Fisher of Polk, Fisher of Multnomah, Gambee, Geer, Gilham, Goodnough, Hahn, Harrington, Haskell, Howard, Hume, Hunter, Jennings, Kirk, Labrie, Ladd, Laughlin, Layman, Maxwell, McCoy, Miller of Jackson, Miller of Linn, Moore, Morelock, Moss, Myers, Northup, Parker, Paulsen, Pope, Price, Ricker, Roberts, Roe, Stafford, Strowbridge, Thomas, Thompson, Weed, Williamson, Wilson, and Mr. Speaker—49.

Nays—None.

Absent—Messrs. Bean, Bowditch, Condon, Derby, Earhart, Gilbert, Napton, Paquet, Powell, Short and Waldo—11.

So the rules were suspended and senate bill No. 57 was read the third time.

“Shall the bill pass?”

On this question the roll was called and the vote was :

Those voting aye were :

Messrs. Apperson, Armstrong, Bean, Belknap, Bowditch, Condon, Crook, Crosno, Earhart, Fell, Fisher of Polk, Fisher of Multnomah, Gambee, Geer, Gilham, Goodnough, Hahn, Harrington, Haskell, Howard, Hume, Hunter, Jennings, Kirk, Labrie, Ladd, Laughlin, Layman, Maxwell, McCoy, Miller of Jackson, Miller of Linn, Moore, Morelock, Moss, Northup, Parker, Paulsen, Pope, Powell, Price, Ricker, Roe, Short, Strowbridge, Thomas, Thompson, Weed, Williamson, Wilson, and Mr. Speaker—51.

Nays—Messrs. Stafford and Waldo—2.

Absent—Messrs. Blundell, Derby, Gilbert, Myers, Napton, Paquet and Roberts—7.

So the bill passed.

The committee on enrolled bills submitted the following :

#### REPORT.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
February 22, 1889. }

*Mr. Speaker :*

Your committee on enrolled bills, to whom was referred house bill No. 15, beg leave to report the same back to the house as correctly enrolled.

S. W. CONDON,  
Chairman.

The Speaker announced that he was about to sign, and soon thereafter that he had signed house bill No. 15.

Mr. Bean selected senate bill No. 89, which was read the first time.

Mr. Thompson moved to suspend the rules and read senate bill No. 89 the second time by title only.

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Armstrong, Bean, Blundell, Bowditch, Condon, Crook, Crosno, Fell, Fisher of Polk, Fisher of Multnomah, Gambee, Geer, Gilham, Goodnough, Haskell, Howard, Hume, Hunter, Jennings, Labrie, Ladd, Laughlin, Layman, Maxwell, McCoy, Miller of Linn, Moore, Morelock, Moss, Myers, Parker, Pope, Powell, Price, Ricker, Roberts, Roe, Short, Stafford, Strowbridge, Thomas, Thompson, Waldo, Weed, Williamson, Wilson, and Mr. Speaker—47.

Nays—None.

Absent—Messrs. Apperson, Belknap, Derby, Earhart, Gilbert, Hahn, Harrington, Kirk, Miller of Jackson, Napton, Northup, Paquet and Paulsen—13.

So the rules were suspended and senate bill No. 89 was read the second time by title.

Mr. Bean moved to suspend the rules and read senate bill No. 89 the third time now.

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Armstrong, Bean, Belknap, Blundell, Bowditch, Condon, Crosno, Derby, Fell, Fisher of Polk, Fisher of Multnomah, Gambee, Geer, Gilham, Goodnough, Hahn, Harrington, Haskell, Howard, Hume, Hunter, Jennings, Labrie, Ladd, Laughlin, Layman, McCoy, Miller of Linn, Moore, Morelock, Myers, Parker, Paulsen, Pope, Powell, Price, Ricker, Roberts, Roe, Short, Stafford, Strowbridge, Thomas, Waldo, Weed, Williamson, Wilson, and Mr. Speaker—48.

Nays—None.

Absent—Messrs. Apperson, Crook, Earhart, Gilbert, Kirk, Maxwell, Miller of Jackson, Moss, Napton, Northup, Paquet and Thompson—12.

So the rules were suspended and senate bill No. 89 was read the third time.

“Shall the bill pass?”

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Armstrong, Bean, Blundell, Bowditch, Condon, Crosno, Derby, Fell, Fisher of Polk, Fisher of Multnomah, Gambee, Geer, Gilbert, Gilham, Goodnough, Hahn, Harrington, Haskell, Howard, Hume, Hunter, Jennings, Labrie, Ladd, Laughlin, Layman, McCoy, Miller of Linn, Moore, Moss, Myers, Parker, Paulsen, Pope, Powell,

Price, Ricker, Roe, Short, Stafford, Strowbridge, Thomas, Weed, Williamson, Wilson, and Mr. Speaker—46.

Nays—Mr. Morelock.

Absent—Messrs. Apperson, Belknap, Crook, Earhart, Kirk, Maxwell, Miller of Jackson, Napton, Northup, Paquet, Roberts, Thompson and Waldo—13.

So the bill passed.

Mr. Thompson selected senate bill No. 36, which was read the third time, having first been sent to the Clerk's desk by the chairman of the Multnomah delegation.

"Shall the bill pass?"

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Armstrong, Bowditch, Crosno, Fell, Geer, Gilham, Good-nough, Hume, Miller of Jackson, Myers, Powell, Price, Stafford, Thomas, Thompson and Waldo—16.

Nays—Messrs. Apperson, Bean, Condon, Crook, Derby, Earhart, Fisher of Polk, Gambee, Gilbert, Hahn, Harrington, Haskell, Howard, Hunter, Jennings, Kirk, Ladd, Laughlin, Layman, Maxwell, McCoy, Miller of Linn, Moore, Morelock, Moss, Paquet, Parker, Paulsen, Pope, Roberts, Roe, Short, Strowbridge, Weed, Wilson, and Mr. Speaker—36.

Absent—Messrs. Belknap, Blundell, Fisher of Multnomah, Labrie, Napton, Northup, Ricker and Williamson—8.

So the bill failed to pass.

The committee on enrolled bills submitted the following:

#### REPORT.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
February 22, 1889. }

*Mr. Speaker :*

Your committee on enrolled bills, to whom was referred house bills Nos. 40 and 204, beg leave to report the same back to the house as correctly enrolled.

S. W. CONDON,  
Chairman.

The Speaker announced that he was about to sign house bills Nos. 40 and 204, and soon thereafter announced that he had signed them.

The Chair submitted the following:

## MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
SALEM, Oregon,  
February 22, 1889. }

*Mr. Speaker :*

I am directed by the President to inform you that the senate has passed house bill No. 92.

And the same is herewith transmitted to you for enrollment.

JOHN H. SHUPE,  
Chief Clerk.

The hour for the special order having arrived, the house proceeded to reconsider vetoed house bill No. 173.

The Governor's veto message was read.

Messrs. Jennings and R. A. Miller demanded a call of the house.

The roll was called, and the absent members were Messrs. Belknap and Napton.

On motion of Mr. Hume, further proceedings under the call of the house were dispensed with.

On motion of Mr. Northup, the full reading of the bill was dispensed with.

The Speaker stated the question to be, "Shall house bill No. 173 pass, notwithstanding the objections and veto of the Governor?"

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Apperson, Bean, Belknap, Bowditch, Condon, Crook, Crosno, Earhart, Fell, Fisher of Multnomah, Gilbert, Gilham, Good-nough, Harrington, Haskell, Howard, Hume, Hunter, Kirk, Labrie, Ladd, Laughlin, Maxwell, McCoy, Northup, Paquet, Parker, Powell, Ricker, Roberts, Roe, Strowbridge, Thomas, Thompson, Weed, Wilson, and Mr. Speaker—37.

Nays—Messrs. Armstrong, Blundell, Derby, Fisher of Polk, Gambee, Geer, Hahn, Jennings, Layman, Miller of Jackson, Miller of Linn, Moore, Morelock, Moss, Myers, Paulsen, Pope, Price, Short, Stafford, Waldo and Williamson—22.

Absent—Mr. Napton.

So the Governor's veto was sustained.

The Chair submitted the following :

## MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
SALEM, Oregon,  
February 22, 1889. }

*Mr. Speaker:*

I am directed by the President to inform you that the senate has adopted senate concurrent resolution No. 13, providing for a committee of five, two from the senate and three from the house, to wait upon the Governor and ascertain if he has any further communications to make to the house before adjournment.

And the same is herewith transmitted to you for the consideration of the house.

JOHN H. SHUPE,  
Chief Clerk.

On motion of Mr. Thomas, the house concurred in senate concurrent resolution No. 13.

The Chair appointed, on behalf of the house, Messrs. Wilson, Derby and Bowditch.

## MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
SALEM, Oregon,  
February 22, 1889. }

*Mr. Speaker:*

I am directed by the President to inform you that senate bill No. 61, senate bill No. 64, senate bill No. 41, senate bill No. 131, senate bill No. 20, senate bill No. 107 and senate bill No. 154, [have been reported correctly enrolled.]

And the same are herewith transmitted for your signature.

JOHN H. SHUPE,  
Chief Clerk.

The Speaker announced that he was about to sign senate bills Nos. 61, 64, 41, 131, 20, 107 and 154, and soon thereafter stated that he had signed them.

## MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
SALEM, Oregon,  
February 22, 1889. }

*Mr. Speaker:*

I am directed by the President to inform you that he has signed

house bill No. 40, house bill No. 241, house bill No. 204 and house bill No. 15.

And the same are herewith returned.

JOHN H. SHUPE,  
Chief Clerk.

MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
SALEM, Oregon,  
February 22, 1889. }

*Mr. Speaker :*

I am directed by the President to inform you that senate bill No. 185, senate bill No. 172, senate bill No. 8, and senate bill No. 7 have been reported correctly enrolled.

And the same are herewith transmitted for your signature.

JOHN H. SHUPE,  
Chief Clerk.

The Speaker announced that he was about to sign senate bills Nos. 185, 172, 8 and 7, and soon thereafter stated that he had signed them.

The committee on enrolled bills submitted the following:

REPORT.

HOUSE OF REPRESENTATIVES,  
SALEM, Oregon,  
February 22, 1889. }

*Mr. Speaker :*

Your committee on enrolled bills, to whom was referred house bill No. 170, beg leave to report the same back to the house as correctly enrolled.

S. W. CONDON,  
Chairman.

The Speaker announced that he was about to sign house bill No. 170, and soon thereafter stated that he had signed it.

The Speaker submitted the following:

MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
SALEM, Oregon,  
February 22, 1889. }

*Mr. Speaker :*

I am directed by the President to inform you that he has

appointed as committee on part of the senate, on senate concurrent resolution No. 13, Messrs. Wager and Eakin.

JOHN H. SHUPE,  
Chief Clerk.

## MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
SALEM, Oregon,  
February 22, 1889. }

*Mr. Speaker :*

I am directed by the President to inform you that the senate has adopted senate concurrent resolution No. 14, authorizing the Secretary of State to have 1,000 copies of report of the State railroad commission printed.

And the same is herewith transmitted for the consideration of the house.

JOHN H. SHUPE,  
Chief Clerk.

On motion of Mr. Thompson, the house concurred.

## MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
SALEM, Oregon,  
February 22, 1889. }

*Mr. Speaker :*

I am directed by the President to inform you that the senate has passed house bill No. 179.

And the same is herewith transmitted for enrollment.

JOHN H. SHUPE,  
Chief Clerk.

## MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
SALEM, Oregon,  
February 22, 1889. }

*Mr. Speaker :*

I am directed by the President to inform you that the senate has passed house bill No. 51.

And the same is herewith transmitted for enrollment.

JOHN H. SHUPE,  
Chief Clerk.



## MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
SALEM, Oregon,  
February 22, 1889. }

*Mr. Speaker:*

I am directed by the President to inform you that senate bill No. 190, senate bill No. 153, senate bill No. 96, and senate bill No. 209 have been reported correctly enrolled.

And the same are herewith transmitted for your signature.

JOHN H. SHUPE,  
Chief Clerk.

The Speaker announced that he was about to sign senate bills Nos. 190, 153, 96 and 209, and soon thereafter stated that he had signed them.

Mr. Thomas selected senate bill No. 122, which was read the first time.

Mr. Thompson moved to suspend the rules and read senate bill No. 122 the second time by title only.

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Apperson, Armstrong, Bean, Belknap, Blundell, Crosno, Derby, Earhart, Fell, Fisher of Polk, Fisher of Multnomah, Gambée, Geer, Gilbert, Gilham, Goodnough, Hahn, Haskell, Howard, Hume, Hunter, Jennings, Kirk, Ladd, Laughlin, Layman, Maxwell, Moore, Moss, Northup, Paquet, Parker, Paulsen, Powell, Ricker, Roe, Short, Stafford, Strowbridge, Thomas, Thompson, Waldo, Weed, Williamson, Wilson, and Mr. Speaker—46.

Nays—None.

Absent—Messrs. Bowditch, Condon, Crook, Harrington, Labrie, McCoy, Miller of Jackson, Miller of Linn, Morelock, Myers, Napton, Pope, Price and Roberts—14.

So the rules were suspended and senate bill No. 122 was read the second time by title.

The committee appointed to wait on the Governor appeared, and stated that they had performed the duty assigned them, and had been informed by the Governor that he had no further communication to make to the house.

Mr. Thomas moved to suspend the rules and read senate bill No. 122 the third time now.

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Armstrong, Belknap, Blundell, Condon, Fell, Geer, Gil-

bert, Gilham, Goodnough, Jennings, Kirk, Moore, Price, Ricker, Roe, Stafford, Thomas, Thompson, Waldo, Weed, and Mr. Speaker—21.

Nays—Messrs. Apperson, Bean, Fisher of Polk, Fisher of Multnomah, Gambee, Hahn, Harrington, Haskell, Howard, Hume, Hunter, Labrie, Laughlin, Layman, McCoy, Morelock, Moss, Parker, Paulsen, Pope, Powell, Short, Williamson and Wilson—24.

Absent—Messrs. Bowditch, Crook, Crosno, Derby, Earhart, Ladd, Maxwell, Miller of Jackson, Miller of Linn, Myers, Napton, Northup, Paquet, Roberts and Strowbridge—15.

So the house refused to suspend the rules.

The Chair submitted the following :

#### MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
SALEM, Oregon,  
February 22, 1889. }

*Mr. Speaker :*

I am directed by the President to inform you that senate bills Nos. 171, 91 and 179 have been reported correctly enrolled.

And the same are herewith transmitted for your signature.

JOHN H. SHUPE,  
Chief Clerk.

The Speaker announced that he was about to sign senate bills Nos. 171, 91 and 179, and soon thereafter stated that he had signed them.

Mr. Hume asked unanimous consent to introduce a bill entitled "An Act to incorporate the city of Portland and to authorize the issuance of bonds not exempt from taxation."

Mr. Derby objected, and consent was denied.

Mr. Gilham selected senate bill No. 80, which was read the first time.

Mr. Gilham moved to suspend the rules and read the bill the second time by title now.

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Armstrong, Bean, Belknap, Bowditch, Condon, Crook, Crosno, Derby, Fisher of Polk, Fisher of Multnomah, Gambee, Geer, Gilbert, Gilham, Goodnough, Hahn, Howard, Hunter, Jennings, Labrie, Ladd, Laughlin, Layman, Maxwell, McCoy, Miller of Linn, Moore, Morelock, Moss, Myers, Paquet, Parker, Powell, Roberts, Roe, Short, Stafford, Strowbridge, Waldo, Wilson, and Mr. Speaker—41.

Nays—Mr. Weed.

Absent—Messrs. Apperson, Blundell, Earhart, Fell, Harrington, Haskell, Hume, Kirk, Miller of Jackson, Napton, Northup, Paulsen, Pope, Price, Ricker, Thomas, Thompson and Williamson—18.

So the rules were suspended and senate bill No. 80 was read the second time by title.

Mr. Gilham moved to suspend the rules and read senate bill No. 80 the third time now.

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Bean, Belknap, Condon, Crosno, Derby, Fell, Fisher of Polk, Fisher of Multnomah, Gamblee, Gilbert, Gilham, Goodnough, Hunter, Labrie, Ladd, Laughlin, Maxwell, McCoy, Moore, Morelock, Moss, Myers, Paquet, Parker, Powell, Roberts, Roe, Stafford, Strowbridge, Thompson, Waldo, Weed, Wilson, and Mr. Speaker—34.

Nays—Messrs. Apperson, Harrington, Howard, Jennings, Layman, Miller of Linn, Paulsen, Pope, Price, Ricker and Short—11.

Absent—Messrs. Armstrong, Blundell, Bowditch, Crook, Earhart, Geer, Hahn, Haskell, Hume, Kirk, Miller of Jackson, Napton, Northup, Thomas and Williamson—15.

So the house refused to suspend the rules.

Mr. Roberts moved to reconsider the vote by which senate bill No. 81 failed to pass.

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Belknap, Condon, Crosno, Fell, Fisher of Multnomah, Gamblee, Gilbert, Goodnough, Hahn, Haskell, Hunter, Ladd, McCoy, Miller of Jackson, Paquet, Parker, Powell, Ricker, Roberts, Roe, Short, Williamson, Wilson, and Mr. Speaker—24.

Nays—Messrs. Apperson, Armstrong, Derby, Fisher of Polk, Howard, Jennings, Labrie, Laughlin, Layman, Miller of Linn, Moore, Morelock, Moss, Paulsen, Pope, Price, Stafford, Waldo and Weed—19.

Absent—Messrs. Bean, Blundell, Bowditch, Crook, Earhart, Geer, Gilham, Harrington, Hume, Kirk, Maxwell, Myers, Napton, Northup, Strowbridge, Thomas and Thompson—17.

So the vote was reconsidered.

Mr. Paulsen rose to a point of order, that it requires as many votes to reconsider a bill as it takes to pass it.

The Chair overruled the point of order.

“Shall senate bill No. 81 pass?”

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Armstrong, Belknap, Blundell, Condon, Fell, Fisher of Multnomah, Gamblee, Geer, Gilbert, Gilham, Goodnough, Hahn, Harrington, Haskell, Hume, Hunter, McCoy, Miller of Jackson,

Paquet, Parker, Price, Ricker, Roberts, Short, Weed, Williamson, Wilson, and Mr. Speaker—28.

Nays—Messrs. Apperson, Bowditch, Crosno, Derby, Fisher of Polk, Howard, Jennings, Ladd, Laughlin, Layman, Miller of Linn, Moore, Morelock, Moss, Paulsen, Pope, Powell, Stafford, Thompson and Waldo—20.

Absent—Messrs. Bean, Crook, Earhart, Kirk, Labrie, Maxwell, Myers, Napton, Northup, Roe, Strowbridge and Thomas—12.

So the bill failed to pass the second time.

The Speaker submitted the following:

MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
SALEM, Oregon,  
February 22, 1889. }

*Mr. Speaker:*

I am directed by the President to inform you that senate bill No. 57 has been reported correctly enrolled.

And the same is herewith transmitted for your signature.

JOHN H. SHUPE,  
Chief Clerk.

The Speaker announced that he was about to sign, and soon thereafter that he had signed senate bill No. 57.

MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
SALEM, Oregon,  
February 22, 1889. }

*Mr. Speaker:*

I am directed by the President to inform you that the senate has passed house bill No. 34.

And the same is herewith transmitted for enrollment.

JOHN H. SHUPE,  
Chief Clerk.

Mr. Haskell moved to reconsider the vote by which senate bill No. 67 failed to pass.

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Apperson, Bean, Fell, Geer, Gilbert, Gilham, Goodnough, Haskell, Hunter, Jennings, Kirk, Ladd, Maxwell, McCoy, Miller of

Jackson, Northup, Paquet, Parker, Powell, Roberts, Roe, Short, Weed, Williamson, Wilson, and Mr. Speaker—27.

Nays—Messrs. Armstrong, Blundell, Bowditch, Derby, Fisher of Polk, Fisher of Multnomah, Hahn, Howard, Hume, Labrie, Laughlin, Layman, Miller of Linn, Moore, Morelock, Paulsen, Pope, Price, Stafford and Waldo—19.

Absent—Messrs. Belknap, Condon, Crook, Crosno, Earhart, Gambree, Harrington, Moss, Myers, Napton, Ricker, Strowbridge, Thomas and Thompson—14.

So the vote was reconsidered.

“Shall senate bill No. 67 pass?”

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Apperson, Bean, Belknap, Gilbert, Gilham, Goodnough, Haskell, Hunter, Ladd, Myers, Northup, Powell, Ricker, Roe, Short, Strowbridge, Thomas, Thompson, Weed, Williamson, and Mr. Speaker—22.

Nays—Messrs. Armstrong, Blundell, Bowditch, Condon, Derby, Fisher of Polk, Hahn, Howard, Hume, Kirk, Labrie, Laughlin, Layman, McCoy, Miller of Linn, Moore, Morelock, Paquet, Parker, Paulson, Pope, Price, Stafford and Waldo—23.

Absent—Messrs. Crook, Crosno, Earhart, Fell, Fisher of Multnomah, Gambree, Geer, Harrington, Jennings, Maxwell, Miller of Jackson, Moss, Napton, Roberts and Wilson—15.

So the bill failed to pass the second time.

The Speaker submitted the following:

#### MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
SALEM, Oregon,  
February 22, 1889. }

*Mr. Speaker:*

I am directed by the President to inform you that the senate has passed house bill No. 165.

And the same is herewith transmitted to you for enrollment.

JOHN H. SHUPE,  
Chief Clerk.

#### MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
SALEM, Oregon,  
February 22, 1889. }

*Mr. Speaker:*

I am directed by the President to inform you that he has signed house bill No. 170.

And the same is herewith returned.

JOHN H. SHUPE,  
Chief Clerk.

The committee on enrolled bills submitted the following:

REPORT.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
February 22, 1889. }

*Mr. Speaker:*

Your committee on enrolled bills, to whom was referred house bills Nos. 32 and 179, beg leave to report the same back to the house as correctly enrolled.

S. W. CONDON,  
Chairman.

The Speaker announced that he was about to sign house bill No. 179, and soon thereafter stated that he had signed it.

The Chair submitted the following:

MESSAGE FROM THE SENATE.

SENATE CHAMBER, }  
SALEM, Oregon, }  
February 22, 1889. }

*Mr. Speaker:*

I am directed by the President to inform you that the senate has adopted senate concurrent resolution No. 15, authorizing the Secretary of State to distribute the sixteenth volume of Oregon supreme court reports.

And the same is herewith transmitted for the consideration of the house.

JOHN H. SHUPE,  
Chief Clerk.

On motion of Mr. Laughlin, the house concurred.

Mr. Wilson moved to reconsider the vote by which house concurrent resolution No. 16 was adopted.

The Chair ruled the motion out of order, as the time to reconsider had elapsed.

Mr. Paquet submitted house resolution No. 37:

HOUSE RESOLUTION NO. 37.

*Resolved,* That the thanks of this house are due, and the same

are hereby tendered to the Hon. E. L. Smith, Speaker, for the able, impartial and efficient manner in which he has at all times discharged the responsible duties of his position as presiding officer of this body, and we, his associates, will ever bear in grateful remembrance the uniform courtesy shown us during the session now about to close, and we hereby tender him our best wishes for his future success.

Mr. Apperson moved its adoption.

The resolution was adopted, the Chief Clerk putting the motion.

Mr. Bowditch introduced house resolution No. 38:

#### HOUSE RESOLUTION NO. 38.

*Resolved*, That we, the democratic minority of the house of representatives, in consideration of the kindness and the courtesy extended toward us by the republican members of this body, cannot depart to our homes without tendering to them an expression of our gratitude for their actions toward to us; and in separating from them we desire to assure them that their names and their many kindnesses will ever be kindly remembered.

On motion of Mr. Blundell, the resolution was adopted.

Mr. Geer introduced house resolution No. 39:

#### HOUSE RESOLUTION NO. 39.

*Resolved*, That we hereby express our grateful appreciation of the uniform kindness and constant attention to duty which have characterized the Chief Clerk, his Assistants, the Pages, and all other officers of the house, and our hope is that while success may attend their future lives, they may ever look back, as we shall, to the legislative session of 1889 as one where social friendships were formed whose pleasant memories will go with us as rays of sunshine through all the mists of life.

Adopted, on motion of Mr. Geer.

The committee on enrolled bills submitted the following:

#### REPORT.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
February 22, 1889. }

*Mr. Speaker:*

Your committee on enrolled bills, to whom was referred house bills Nos. 92 and 51, beg leave to report the same back to the house as correctly enrolled.

S. W. CONDON,  
Chairman.

The Speaker announced that he was about to sign house bills Nos. 92 and 51, and soon thereafter stated that he had signed them.

#### REPORT.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
February 22, 1889. }

*Mr. Speaker :*

Your committee on enrolled bills, to whom was referred house bills Nos. 32 and 165, beg leave to report the same back to the house as correctly enrolled.

S. W. CONDON,  
Chairman.

The Speaker announced that he was about to sign house bills Nos. 32 and 165, and soon thereafter that he had so signed.

Mr. Bowditch introduced house resolution No. 40.

#### HOUSE RESOLUTION NO. 40.

*Resolved,* That the members of the house do hereby extend a vote of thanks to the reporters of the different newspapers who have attended the session of the legislature, for the fairness and courtesy with which they have treated us in their reports of house proceedings.

Mr. Miller of Jackson moved its adoption.

Carried.

Mr. Miller of Jackson introduced house resolution No. 41.

#### HOUSE RESOLUTION NO. 41.

*Resolved,* That the thanks of the democratic minority are hereby tendered to Hon. E. L. Smith, the able and efficient Speaker of this house, for the impartial manner in which he has discharged his important duties during the present session. His actions as presiding officer of this house show that he has sunk the partisan in the patriot, and is a man of the people and for the people, and in the assurance that he has our best wishes for a successful career in this life, we ask that this resolution be adopted.

Mr. Geer moved its adoption.

The Chief Clerk put the motion, and the resolution carried unanimously.



Mr. Geer introduced house resolution No. 42, which was read, and, on his own motion, referred to the third house.

#### HOUSE RESOLUTION NO. 42.

WHEREAS, The democratic minority in the house of representatives have, during the fifteenth biennial session, borne themselves with true Spartan bravery, and have shown towards their republican associates a uniform courtesy; therefore,

*Resolved*, That while the Republicans cannot desire their number increased, yet we wish them success in life, and that they may be continued in the honorable positions they now hold.

Which, on motion of Mr. Geer, was adopted.

Speaker Smith selected senate bill No. 98, by request, which was read the first time.

Mr. Northup moved to suspend the rules and read senate bill No. 98 the second time by title now.

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Apperson, Armstrong, Bean, Belknap, Blundell, Condon, Crook, Crosno, Derby, Earhart, Fell, Fisher of Polk, Fisher of Multnomah, Gambee, Geer, Gilham, Goodnough, Haskell, Howard, Hunter, Labrie, Ladd, Laughlin, Layman, Maxwell, McCoy, Miller of Jackson, Miller of Linn, Moore, Morelock, Myers, Northup, Paquet, Parker, Price, Ricker, Roberts, Roe, Short, Stafford, Strowbridge, Weed, Wilson, and Mr. Speaker—44.

Nays—Messrs. Bowditch, Hahn, Harrington, Paulsen, Thomas, Thompson and Waldo—7.

Absent—Messrs. Gilbert, Hume, Jennings, Kirk, Moss, Napton, Powell, Pope and Williamson—9.

So the rules were suspended and senate bill No. 98 was read the second time by title.

Mr. Northup moved to further suspend the rules and read senate bill No. 98 the third time now.

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Apperson, Armstrong, Bean, Blundell, Bowditch, Condon, Crook, Crosno, Fell, Fisher of Polk, Gambee, Geer, Gilham, Goodnough, Haskell, Hunter, Kirk, Labrie, Ladd, Laughlin, Layman, Maxwell, Miller of Jackson, Moore, Morelock, Moss, Myers, Northup, Paquet, Parker, Powell, Price, Roberts, Roe, Stafford, Thompson, Weed, Wilson, and Mr. Speaker—39.

Nays—Messrs. Belknap, Hahn, Harrington, Hume, McCoy, Miller of Linn, Paulsen, Short, Thomas, Waldo and Williamson—11.

Absent—Messrs. Derby, Earhart, Fisher of Multnomah, Gilbert, Howard, Jennings, Napton, Pope, Ricker and Strowbridge—10.

So the house refused to suspend the rules.

Mr. Hahn introduced house resolution No. 44.

#### HOUSE RESOLUTION NO. 44.

*Resolved by the House,* That the house dispense with further consideration of senate bills.

Which, on his motion, was adopted.

Messrs. Hume and Maxwell demanded a call of the house.

The roll was called and the absentees were Messrs. Apperson, Crook, Gilbert, Goodnough, Jennings, Kirk, Morelock, Moss, Parker, Roberts and Wilson.

On motion of Mr. Maxwell, further proceedings under the call of the house were dispensed with.

Mr. Geer introduced house concurrent resolution No. 18.

#### HOUSE CONCURRENT RESOLUTION NO. 18.

*Be it resolved by the House, the Senate concurring :*

That house concurrent resolution No. 16, by which it was resolved to adjourn *sine die* at 10 o'clock P. M. Friday, February 22, be and is hereby repealed, and the hour for final adjournment be fixed at for 12 o'clock Friday night, February 22.

On motion of Mr. Geer, the resolution was adopted.

Messrs. Bowditch and Ladd demanded a call of the house.

The roll was called, and those absent were Messrs. Apperson, Armstrong, Crook, Crosno, Earhart, Fell, Gilbert, Hume, Hunter, Jennings, Miller of Linn, Myers, Roe, Strowbridge and Weed.

On motion of Mr. Price, further proceedings under the call of the house were dispensed with.

The committee on commerce, by consent, submitted the following:

#### REPORT.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
January 28, 1889. }

*Mr. Speaker :*

Your committee on commerce, to whom was referred house bill No. 36, providing harbor masters at Portland and Astoria, and defining their duties, beg leave to report that they have had the same under consideration, and would respectfully report it back to

the house with the recommendation that it do not pass, for the reasons that such an office is already created and exists in Astoria; that the chief of police in Portland and marshal in East Portland have authority to regulate port grievances, and that the obstruction of rivers and harbors by throwing or depositing rubbish in them is prohibited by statute. Your committee further believe that this matter is one for municipal legislation, and the State should not be taxed to regulate the same.

D. P. THOMPSON,  
Chairman.

On motion of Mr. Thompson, further consideration of the bill was indefinitely postponed.

The committee appointed to investigate the university of Oregon submitted the following report, by consent:

REPORT.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
February 7, 1889. }

*To the Honorable, the Legislative Assembly of the State of Oregon :*

We, your committee appointed under house concurrent resolution No. 9, do most respectfully submit:

That in accordance with said resolution, your committee spent the entire day and evening on February 1 in a careful and considerate examination of the various departments and workings of the university of Oregon.

We desire at this time and in this manner to publicly express our appreciation of the kind, courteous and frank way in which the faculty and officers of the university assisted us in the labors of our examinations. To them and their kindness we are indebted for much of the valuable information we are enabled to furnish regarding one of the most worthy and creditable institutions of the State.

We critically examined each department and, with special reference to each and every one, we are proud to report that we found them a model of neatness, complete in arrangement and perfect in order. We are especially impressed with the intent interest with which both faculty and students are imbued in the great educational work of the State, and can realize and report that the university of Oregon, in theory, practice and result, is an institution of learning of which this State and each individual citizen may well be proud. The results of this work are being made known, and without inquiry the knowledge is broadcast that the graduates

of the university of Oregon stand second to those of no other institution on the coast.

Your committee visited the several class recitations, and can testify to the thoroughness of the work and the high order of scholarship exhibited.

We are pleased to note and report to your honorable body that the present school year is an exceedingly prosperous one, the records showing an increase of fifty-six in the collegiate department, over last year, or an increase of a little more than 44 per cent. This fact in itself bespeaks great credit for the management, and, when taken in connection with the growing reputation of the institution for its diligence and thoroughness in the preparation and completion of its graduates, assures us that we cannot too strongly urge upon the State the necessity of lending such encouragement and assistance as will enable the management to complete and carry out the high grade of educational facilities for which the school was intended. Your committee were impressed by the earnestness and dignified bearing of the students—young men and women gathered from every portion of the State.

We recognize in the university of Oregon a school calculated to mature and fit the minds of the young men and women of our State with the higher educational attainments of a thorough collegiate course. We recognize in it a college for the completion of an education which will qualify the young men and women of our State to compare and cope with the collegiate graduates of any other State in the Union.

Among the students in attendance we found the following counties represented by scholarships:

Baker county	1
Benton county	4
Clatsop county	4
Coos county	1
Crook county	1
Douglas county	2
Jackson county	4
Klamath county	2
Lake county	3
Lane county	7
Linn county	9
Marion county	10
Morrow county	1
Multnomah county	7
Polk county	5

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Umatilla county-----	1
Union county-----	1
Wasco county-----	4
Yamhill county-----	3
Total-----	<u>70</u>

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These scholarships represent nineteen of the counties of the State.

Over one-half of these scholarships are held by persons who, without them, would be unable to avail themselves of the opportunities they now enjoy. We are informed that many needy students work for their board, and this class of students, as a rule, stand highest in their classes.

We have made a careful examination of the books and records of the school, and find them kept in a neat and intelligent manner, from which we are enabled to abstract the following facts relating to the students:

We find the whole number of students enrolled since the beginning of the present school year, to-wit: September 17, 1888, to be 183.

The total number enrolled for the term ending December 21, 1888, was 161.

Total number enrolled for the present term, 166, and the number in actual attendance at the present time is 162.

Of this number 47 are college students, 3 are post graduate students from California, and 28 are preparatory students taking college studies; making the total doing college work, 78; leaving 84 as the number of preparatory students.

The benefits of the school we find to extend to all parts of the State, as is evidenced by the fact that of the total number of students enrolled, less than one-fifth reside in Lane county, and of those residing there a large number have moved there to receive the benefits of the university during the school year.

In addition to the number of students already mentioned, we refer you to the report of the president of the board of regents, setting forth the statistics of the law and medical departments of the school, which are in a flourishing and satisfactory condition as to instructors and students. These two departments are maintained at Portland, because of the very superior facilities there afforded.

A most important feature of our investigation suggests itself in the fact that the poor, and actually needy students of the university, are those whom the records show to be the highest in deportment and standing. The young men and women who avail themselves of State scholarships, and from their own labor earn a sustenance while in attendance upon the school, are the students who go out as

graduates to the honor of our State. With this fact in view, your committee has given much attention to the subject of free scholarships.

We find, on examination of the rules governing similar institutions in other States, that the policy of giving free tuition has been generally adopted. Among the States which have adopted this policy are Arkansas, California, Colorado, Georgia, Illinois, Indiana, Kansas, Louisiana, Michigan, Minnesota, Mississippi, Missouri, Nebraska, Ohio, Pennsylvania, Virginia and Wisconsin, while the State of Iowa charges an annual fee of \$25 only. In behalf of the important educational interests of the State, we recommend a liberal policy on the part of our own State towards our university. The experience of the other States of the Union fully indicates that the safest plan and the highest safeguard is to put higher education within the reach of the poor, because we cannot afford to endow the rich alone with the power incident to trained and cultivated minds.

Following this policy, and in the line of these older States, your committee, after mature consideration, are fully convinced that the best educational interests of our State demand that the university of Oregon be placed as nearly as possible on a free basis, thereby placing a collegiate education within the reach of the poor as well as the rich. We are convinced that this may be done with comparatively little additional taxation or burden upon the State. The present assessment of one-tenth of one mill raises an annual revenue of about \$8,900. Increasing this revenue to one-seventh of a mill, or about one twenty-fourth more than at present, would raise an additional revenue of \$3,600, or a total annual income of about \$12,500, which, we are informed, would, together with other resources of the university, be sufficient, under economic management, to place the school upon the basis mentioned.

We would recommend that all applicants for admission be required to pass the same examination and in the same manner as is required under the present system.

We have examined house bill No. 104, introduced by Mr. Condon, and find that our views and ideas are as fully expressed in said bill as we might express them in a bill prepared by us, and in the educational interests of the State we recommend its enactment.

J. C. CARSON,

J. H. RALEY,

On the part of the Senate.

W. M. LADD,

J. B. R. MORELOCK,

J. L. ROE,

On the part of the House.

The committee on education submitted the following report, by unanimous consent:

REPORT.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
February 7, 1889. }

*Mr. Speaker :*

Your committee on education, to whom was referred a petition setting forth the request that "all laws exempting churches and other ecclesiastical property from taxation may be repealed," beg leave to report that having carefully examined the same, and finding that said petition involves grave, complicated and abstruse constitutional questions, we would respectfully request that the same be referred to the committee on judiciary.

J. E. BLUNDELL,  
Chairman.

Mr. Thompson moved that further consideration of the report and the bill be indefinitely postponed.

Carried.

The committee on enrolled bills submitted the following:

REPORT.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
February 22, 1889. }

*Mr. Speaker :*

Your committee on enrolled bills, to whom was referred house bill No. 34, beg leave to report the same back to the house as correctly enrolled.

S. W. CONDON,  
Chairman.

REPORT.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
February 22, 1889. }

*Mr. Speaker :*

Your committee on enrolled bills, to whom was referred house bills Nos. 218 and 42, beg leave to report the same back to the house as correctly enrolled.

S. W. CONDON,  
Chairman.

The Speaker announced that he was about to sign house bills Nos. 218, 34 and 42, and soon thereafter stated that he had signed them.

The Speaker submitted the following:

MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
SALEM, Oregon,  
February 22, 1889. }

*Mr. Speaker :*

I am directed by the President to inform you that the senate has concurred in house concurrent resolution No. 18, fixing the time of adjournment at 12 o'clock Friday night, February 22, 1889.

And the same is herewith transmitted.

JOHN H. SHUPE,  
Chief Clerk.

MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
SALEM, Oregon,  
February 22, 1889. }

*Mr. Speaker :*

I am directed by the President to inform you that the senate has passed house bill No. 68.

And the same is herewith transmitted for enrollment.

JOHN H. SHUPE,  
Chief Clerk.

Mr. Geer was called to the chair, and submitted the following:

MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
SALEM, Oregon,  
February 22, 1889. }

*Mr. Speaker :*

I am directed by the President to inform you that senate bill No. 202 and senate bill No. 201 have been reported correctly enrolled.

And the same are herewith transmitted for your signature.

JOHN H. SHUPE,  
Chief Clerk.



The Speaker resumed the chair and submitted the following :

MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
SALEM, Oregon,  
February 22, 1889. }

*Mr. Speaker :*

I am directed by the President to inform you that senate bill No. 137, senate bill No. 173, senate bill No. 142, senate bill No. 159 and senate bill No. 89 have been reported correctly enrolled.

And the same are herewith transmitted for your signature.

JOHN H. SHUPE,  
Chief Clerk.

The Speaker announced that he was about to sign senate bills Nos. 201, 202, 137, 173, 142, 159 and 89, and soon thereafter stated that he had signed them.

MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
SALEM, Oregon,  
February 22, 1889. }

*Mr. Speaker :*

I am directed by the President to inform you that he has signed house bill No. 179, house bill No. 34, house bill No. 218, house bill No. 51 and house bill No. 92.

And the same are herewith returned.

JOHN H. SHUPE,  
Chief Clerk.

The committee on enrolled bills submitted the following :

REPORT.

HOUSE OF REPRESENTATIVES,  
SALEM, Oregon,  
February 22, 1889. }

*Mr. Speaker :*

Your committee on enrolled bills, to whom was referred house bill No. 68, beg leave to report the same back to the house as correctly enrolled.

S. W. CONDON,  
Chairman.

The Speaker announced that he was about to sign house bill No. 68, and soon thereafter stated that he had signed it.

## MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
SALEM, Oregon,  
February 22, 1889. }

*Mr. Speaker :*

I am directed by the President to inform you that senate bill No. 207 and senate bill No. 203 have been reported correctly enrolled. And the same are herewith transmitted for you signature.

JOHN H. SHUPE,  
Chief Clerk.

The Speaker announced that he was about to sign senate bills Nos. 207 and 203, and soon thereafter announced that he had signed them.

## MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
SALEM, Oregon,  
February 22, 1889. }

*Mr. Speaker :*

I am directed by the President to inform you that he has signed house bill No. 68.

And the same is herewith returned.

JOHN H. SHUPE,  
Chief Clerk.

Mr. Miller of Jackson was called to the chair, and submitted the following:

## MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
SALEM, Oregon,  
February 22, 1889. }

*Mr. Speaker :*

I am directed by the President to inform you that the senate has passed house bill No. 205.

And the same is herewith transmitted for enrollment.

JOHN H. SHUPE,  
Chief Clerk.

The committee on enrolled bills submitted the following:

**REPORT.**

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
February 22, 1889. }

*Mr. Speaker :*

Your committee on enrolled bills, to whom was referred house bills Nos. 205, beg leave to report the same back to the house as correctly enrolled.

S. W. CONDON,  
Chairman.

The Speaker announced that he was about to sign house bill No. 205, and soon thereafter announced that he had signed it.

The Chair submitted the following :

**MESSAGE FROM THE SENATE.**

SENATE CHAMBER, }  
SALEM, Oregon, }  
February 22, 1889. }

*Mr. Speaker :*

I am directed by the President to inform you that the senate has passed house bill No. 42 and house bill No. 191.

And the same are herewith transmitted for enrollment.

JOHN H. SHUPE,  
Chief Clerk.

**MESSAGE FROM THE SENATE.**

SENATE CHAMBER, }  
SALEM, Oregon, }  
February 22, 1889. }

*Mr. Speaker :*

I am directed by the President to inform you that he has signed house bill No. 205.

And the same is herewith returned.

JOHN H. SHUPE,  
Chief Clerk.

## MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
SALEM, Oregon,  
February 22, 1889. }

*Mr. Speaker :*

I am directed by the President to inform you that the senate has passed house bill No. 110.

And the same is herewith transmitted for enrollment.

JOHN H. SHUPE,  
Chief Clerk.

## MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
SALEM, Oregon,  
February 22, 1889. }

*Mr. Speaker :*

I am directed by the President to inform you that the senate has passed house bill No. 227.

And the same is herewith transmitted for enrollment.

JOHN H. SHUPE,  
Chief Clerk.

## MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
SALEM, Oregon,  
February 22, 1889. }

*Mr. Speaker :*

I am directed by the President to inform you that he has signed house bill No. 42.

And the same is herewith returned.

JOHN H. SHUPE,  
Chief Clerk.

Mr. Myers introduced house resolution No. 46.

## HOUSE RESOLUTION NO. 46.

WHEREAS, The Western Union Telegraph Company has established and maintained during the session an office in the capitol building; and

WHEREAS, It has been a great accommodation to members of this house in communicating with their homes and in receiving intelligence therefrom; therefore, be it

*Resolved*, That the thanks of this house are due and are hereby extended to the operator stationed here, Mr. Emery Eller, who has been constant in his attention to the duties of his position, and has given complete satisfaction.

On motion of Mr. Myers, the resolution was adopted.

The committee on enrolled bills submitted the following:

REPORT.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
February 22, 1889. }

*Mr. Speaker :*

Your committee on enrolled bills, to whom was referred house bill No. 110, beg leave to report the same back to the house as correctly enrolled.

S. W. CONDON,  
Chairman.

REPORT.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
February 22, 1889. }

*Mr. Speaker :*

Your committee on enrolled bills, to whom was referred house bill No. 191, beg leave to report the same back to the house as correctly enrolled.

S. W. CONDON,  
Chairman.

REPORT.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
February 22, 1889. }

*Mr. Speaker :*

Your committee on enrolled bills, to whom was referred house bill No. 227, beg leave to report the same back to the house as correctly enrolled.

S. W. CONDON,  
Chairman.

The Speaker announced that he was about to sign house bills

Nos. 110, 191 and 227, and soon thereafter stated that he had signed them. ~~But~~

The Speaker submitted the following :

MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
SALEM, Oregon,  
February 22, 1889. }

*Mr. Speaker :*

I am directed by the President to inform you that he has signed house bill No. 110.

And the same is herewith returned.

JOHN H. SHUPE,  
Chief Clerk.

MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
SALEM, Oregon,  
February 22, 1889. }

*Mr. Speaker :*

I am directed by the President to inform you that the senate has passed house bill No. 65.

And the same is herewith transmitted for enrollment.

JOHN H. SHUPE,  
Chief Clerk.

MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
SALEM, Oregon,  
February 22, 1889. }

*Mr. Speaker :*

I am directed by the President to inform you that he has signed house bill No. 191 and house bill No. 227.

And the same are herewith returned.

JOHN H. SHUPE,  
Chief Clerk.

MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
SALEM, Oregon,  
February 22, 1889. }

*Mr. Speaker :*

I am directed by the President to inform you that the senate has passed house bill No. 206.

And the same is herewith transmitted for enrollment.

JOHN H. SHUPE,  
Chief Clerk.

The Speaker resumed the chair.

The hour of 12 o'clock midnight having arrived, the Speaker arose in his place, and in well chosen words thanked the members for the uniform courtesy and assistance which they had extended to him during the entire session now about to close. He assured them that he would ever cherish the members of this house in his memory, and extended to each his best wishes for their future success.

On motion of Mr. Apperson, the fifteenth biennial session of this house adjourned *sine die*.

CHIEF CLERK'S CERTIFICATE.  

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HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
February 22, 1889. }

I, J. T. Gregg, Chief Clerk, do hereby certify that the foregoing is a true and correct journal of the proceedings of the house of representatives of the fifteenth biennial session of the legislative assembly of the State of Oregon, from the 14th day of January, 1889, to the 22d day of February, 1889, inclusive.

J. T. GREGG,

Chief Clerk of the House of Representatives.

Attest: O. P. MILLER,  
Assistant Chief Clerk.



COMMITTEE OF APPROVAL.

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STATE CAPITOL,  
SALEM, Oregon, }  
March 5, 1889. }

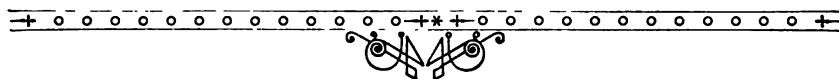
The committee appointed under house resolution No. 32, to revise and approve the journal of the house of representatives of the fifteenth biennial session of the legislative assembly, beg leave to report that we have carefully performed the duty assigned to us.

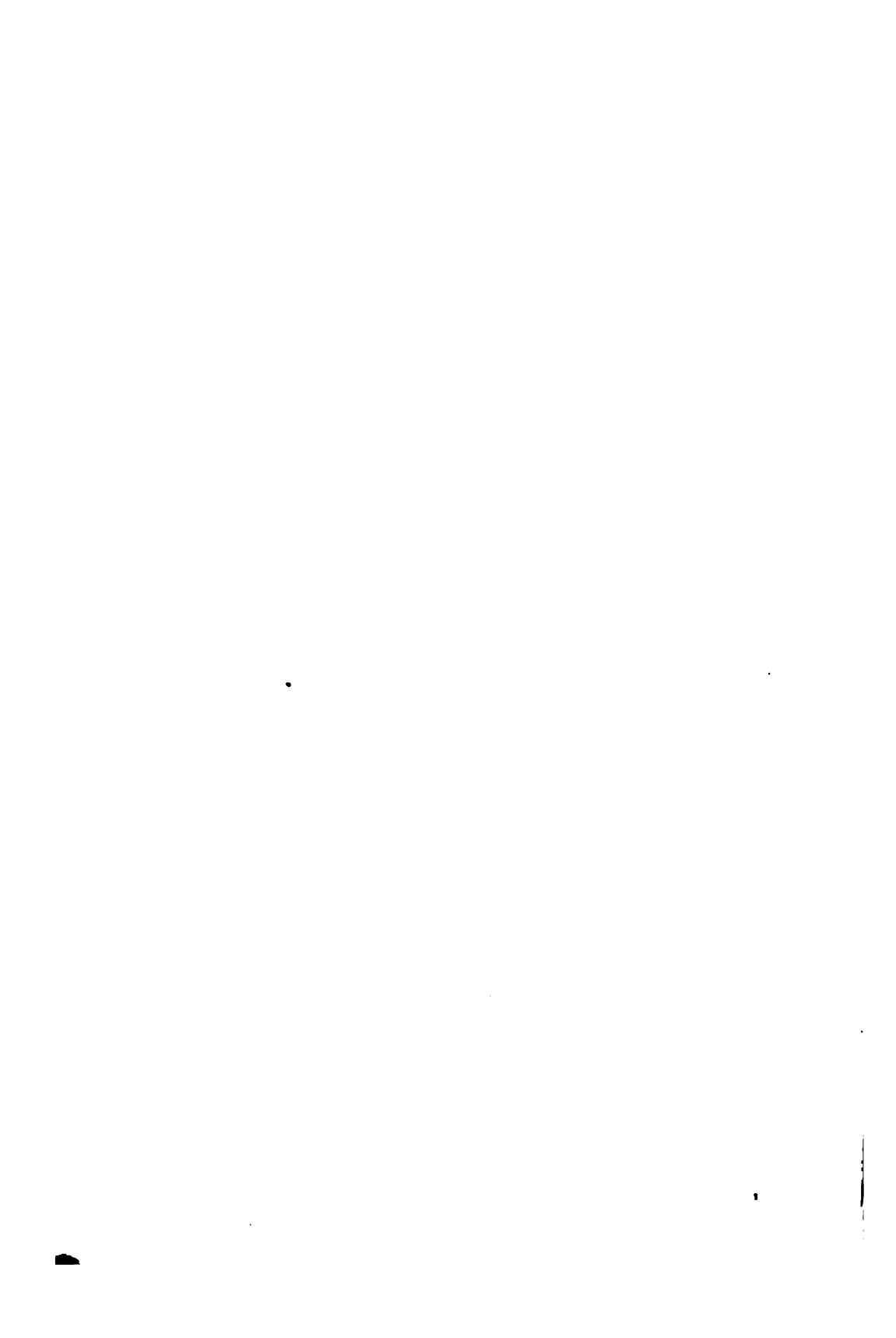
A. C. JENNINGS,  
ROBERT A. MILLER,  
T. T. GEER.

Committee.



# APPENDIX.





BIENNIAL MESSAGE  
OF  
GOV. SYLVESTER PENNOYER  
TO THE  
LEGISLATIVE ASSEMBLY.  
FIFTEENTH REGULAR SESSION.  
1889.



SALEM, OREGON:  
FRANK C. BAKER, STATE PRINTER  
1889.



## MESSAGE

*Gentlemen of the Oregon Legislative Assembly:*

In obedience to the Constitutional mandate which requires that the Governor "shall from time to time give to the Legislative Assembly information touching the condition of the State, and recommend such measures as he shall deem necessary," the following information and recommendations are submitted. You are referred for more detailed information to the reports of the various State officers:

### FINANCE.

In order to show the growth of expenditures of the State, the subjoined figures are given for the fiscal terms of 1885-86 and 1887-88:

1885-86.

Total amount of warrants drawn during term for expenditures-----	\$970,472 24	
Total amount of warrants drawn subsequently for expenditures-----	45,740 70	\$1,016,212 94
Deduct expenditures previously incurred-----	\$127,460 16	
Expenditures for public buildings-----	260,376 64	
Expenditures on account trust funds and funds arising from special tax-----	47,643 49	435,480 29
Ordinary expenditures-----		\$ 580,732 65

1887-88.

Total amount of warrants drawn during term for expenditures during term	\$760,656 53	
Deficiencies January 1, 1889, for which warrants are yet to be drawn	16,372 66	777,029 19
Deduct expenses previously incurred	\$45,740 70	
Expenditures for public buildings	85,629 66	
Expenditures on account trust funds and funds arising from special tax	65,466 99	196,837 35
Ordinary expenses		\$ 580,191 84

The expenditures for 1887-88 were swollen by the outlay of about \$25,000, on account of the Railroad Commission and the Fish Commission, with the outlay thereunder, to which the previous term was not subjected.

## EDUCATIONAL FUNDS.

Following is a statement of the total amounts of the common school fund on January 1st of the following years as mentioned:

1885	\$ 868,735 16
1887	1,059,409 01
1889	1,756,700 90
Increase of funds 1885-6	190,673 85
“ “ 1887-8	697,291 89

The interest arising from such fund during the past few years has been distributed in amounts as follows:

Year	Per Capita	Total
1885	\$ .75	\$ 59,046 75
1886	.90	74,571 30
1887	1.00	87,217 00
1888	1.25	103,217 50

There are also, on the first of this year, in the other trust funds, amounts as follows:

Agricultural College fund, notes and cash	\$100,511 80
Agricultural College fund, due on certificate of sale	12,627 57
	\$113,139 37

University funds, notes and cash-----	80,733 71
University funds, due on certificates-----	1,472 32
	<u>\$ 82,206 93</u>

The total amount in the several trust funds on the 1st of the present month is \$1,951,041.92.

The money belonging to the foregoing trust funds is loaned with the utmost regard to its perfect security. Careful attorneys have been selected in the several counties to make appraisement of the lands offered as security and only one-third of such appraised value is loaned on such lands. In order, however, that the board itself could also exercise its judgment as to the advisability of all loans to be made, every applicant is required to accompany his application, in answer to definite interrogatories, with a full and detailed statement concerning the property on which he desires to secure a loan.

#### STATE INDEBTEDNESS.

The following is a statement of the indebtedness of the State of Oregon on the first day of the following years on account of warrants drawn for various purposes on the swamp land fund:

1887.

Principal -----	\$ 53,671 99
Interest -----	42,671 57
	<u>\$ 96,343 56</u>
Less available funds in treasury -----	1,125 87
	<u>\$ 95,217 69</u>

1889.

Principal-----	\$ 35,705 96
Interest -----	25,058 24
	<u>\$ 60,763 20</u>
Less funds applicable to its payment ----	31,351 54
	<u>\$ 29,411 66</u>

All other indebtedness is merely nominal and fully provided for. It is confidently expected that within six months' time the entire indebtedness of the State will have been extinguished.

#### SWAMP LANDS.

During the past two years every effort has been made to reach a finality in swamp land matters. During the summer of 1887, two



federal and two State agents were in the field engaged in the examination of lands, and during the fore part of last summer a federal and a State agent continued such examination. In order to thus speedily close up such examinations an expense was incurred slightly in excess of the appropriation, for which it is hoped the legislature (when it considers the great importance of a speedy adjustment of the matter) will make the necessary appropriation. In October last, however, in order to avoid any further indebtedness, a proposition was made by the land commissioners of Oregon to the Interior department changing the stipulation existing between the State and federal government, so that for the remaining small lists of land to be examined, the reports of the federal agent would be taken as conclusive. This proposition was accepted, and the small balance of swamp lands will hereafter be examined and reported upon without further expense to the State.

Acres swamp land patented to the State-----	34,087.14
Acres swamp land certified and not patented-----	97,946.66
Acres swamp land estimated and not certified (approximate)-----	150,000
Acres swamp land unexamined (estimate)-----	50,000

#### RIVER IMPROVEMENTS.

There cannot be a more effective regulation of freight rates than that afforded by free competition. Whenever and wherever this is had there is no need of legislative interference. It was recommended to the last Legislature that a one-mill tax be levied for the purpose of building a State portage railroad between The Dalles and Celilo, for the purpose of opening the Columbia river to comparatively free navigation. If this recommendation had been carried out by the Legislature, the sum of \$170,000 would have been available with which to now commence such work. It is again recommended that such a tax be levied for the ensuing two years, which will give to the next Legislature a fund with which to build such road, provided Congress has in the meantime made no provision for opening the Columbia between the two points mentioned. The State Government ought to move in this matter. The people of the Willamette Valley have had for a decade and a half the benefit of low rates consequent upon the building of the canal and locks at the falls of the Willamette, and it is no more than just and fair that the State should now provide for low rates to the people of Eastern Oregon, by opening the Columbia to comparatively free navigation, by the building of a portage railroad, with moderate

charges thereon, for reimbursing the State for its outlay until such time as the General Government shall make the improvements it ought long since to have made. Let this tax then be levied, and if in the meantime, the General Government shall have commenced its improvements the money could be diverted to the common school fund.

### ASSESSMENT AND TAXATION.

A change is needed in our laws relating to assessment and taxation. Under the present law the burden of taxation is quite unequally borne. Under it the honest men of the State have to bear the brunt of taxation, while the dishonest man, who, through the aid of the banks, returns a fictitious indebtedness, is rewarded by a relief from just taxation. The law, as it now stands and as it is now enforced, is really a law to punish by tax a man for honesty, and to reward, by exemption from tax, a man for dishonesty. Such a law is a disgrace to any commonwealth. A change should be effected. Everything should be taxed, property of all kinds, both real and personal, and no deduction whatever for indebtedness should be allowed. It is urged by those who favor deduction of indebtedness that without such deduction there will be in certain cases a double taxation. Granting this to be true, it is equally true that with deduction of indebtedness, the honest man who pays on all of his property is doubly taxed also, because his neighbor throws the extra burden upon him by avoiding taxation himself through fictitious indebtedness. It is impossible to secure absolutely just taxation, but it can be nearest arrived at by taxing everything at its full value, and making no deductions whatever. But there can never be any near approach to equal taxation in this State until deduction for indebtedness—that rock behind which rogues can hide—is removed from our statute books. In order to secure assessment of property at its fair value throughout the State, some supervision over the county assessors should be had either by a State officer or by the county commissioners. It would be advantageous also to provide for a meeting of the various county assessors each year just prior to the time for making assessments, by which a degree of uniformity could be arrived at by consultation and agreement. A tax on all incomes in excess of \$5,000 would be a most just and equitable provision of law.

### FREIGHT REGULATIONS.

At the last session of the Legislature a Railroad Commission was created with power to make investigation and report, the law

declaring that the findings of fact upon which the conclusions of the commission are based, together with its recommendation as to what reparation, if any, should be made \* \* \* shall in all judicial proceedings be deemed *prima facie* evidence as to each and every fact found. A case in which the commission had made its recommendations as to the amount of reparation which should be made in such case by a common carrier to the person aggrieved, was carried to the Supreme Court of the State, where it was held that the Legislature had conferred no express authority upon the board of commissioners to regulate the price of freight, or to determine when freight charges are unreasonable, and the complaint of the party aggrieved was therefore dismissed. This decision, as the board of commissioners says in its report, "leaves the commission with the simple power to investigate, make recommendations and report to the Legislature." As the commission has made such report, and is powerless of effecting any further good, the commissioners have, for cause, been removed from office, in order to emphasize to the Legislature the necessity of some change in the law, if any effective regulation is intended of the freight rates of common carriers. The recommendation made to the last Legislature that a maximum rate freight law should be enacted is renewed. The Legislature has the undoubted right to enact a law regulating freight rates, but it is very questionable, indeed, if it can delegate such legislative power to any other body of men. *Delegatus non potest delegare* is a sound maxim of law, and, therefore, the power that the Legislature possesses in this regard being a delegated power, given to it by the people of the State under the Constitution, cannot be delegated by it without express authority in the Constitution.

### FISHING INTERESTS.

Positive prohibitory enactments should be made against the taking of salmon in the Columbia river and its tributaries by either fish traps or fish wheels. There ought to be but one mode provided by law for the taking of salmon, and that mode should be the one open to all classes, and by which no monopoly or undue advantage can be had. It is due to those who will come after us that the fishing interest of our State should not be entirely destroyed by the greed and avarice of those now engaged in it. The records of the Supreme Court of our State (15 Oregon, 330) discloses the fact that a paid lobby was employed by those interested in the monopolies of traps and fish wheels during the last Legislature, and although such a lobby may again be employed, it is to be hoped that the

legislature will change the law, by which the monopoly of the men owning fish traps and fish wheels may be destroyed. The last Legislature created a board of three fish commissioners, one of whom is denominated president, and the law creating such board declared that "it shall be the duty of the president to see that all laws for the propagation, protection and preservation of food fishes in the public waters in the State of Oregon, whether entirely or partially within the State boundaries, are enforced." The Constitution of the State declares one of the prerogatives of the Governor to be that "he shall take care that the laws be faithfully executed." If the Legislature can thus rightfully invest a commission of its own creation and selection with the powers conferred upon the Governor by the fundamental law of the land, then its constitution is a mere wanton fraud, and your supporting oaths a hollow mockery. The commission has been rather a detriment than an aid in the enforcement of the law. No further need for its existence remains since the Clackamas hatchery has passed under the control of the federal government, and no other suitable location in Oregon, as the board asserts, can be found. Besides, it can be questioned if it is any more just for the State to expend money in the establishment of fish hatcheries in order that cannery men may have plenty of fish for future use, than it would be to furnish seed wheat to the farmer in order to insure him future great harvests.

### COMMISSIONS.

Our State Constitution, which in Article 3d declares that "the powers of the government shall be divided into three separate departments—the legislative, the executive, including the administrative and judicial," absolutely precludes the creation of any commission endowed with any powers whatever pertaining to the management or control of any of the affairs of State. If the commission is entrusted with the enforcement of the law, that is a function conferred by the constitution upon the executive department; if it is entrusted with the regulation of the freight rates of common carriers, that is a function of the legislative department from time immemorial; if it is entrusted with the power to adjust questions in dispute between common carriers and persons having dealings with them or between any other parties whatever, that is a function of the judicial department confided to it by the constitution. There is no provision of the constitution by which any power or function of the State government can be delegated to a commission, while on the other hand the express distribution of all the powers of the

State government to three designated departments absolutely inhibits the delegation of any such powers to any other body or class of men. Furthermore, if the fixing of freight rates is a legislative function, which is true beyond all cavil, then under the 3d article of our State constitution, which declares that all the powers of the government shall be divided into three departments, the courts cannot interfere in any manner with such rates, as that article further expressly declares that "no person charged with official duties under one of these departments shall exercise any of the functions of another." The multiplication of commissions, without authority either in the Federal constitution or the constitution of any State (excepting California) is one of the most mischievous innovations in our system of government. It has the inevitable tendency to divide the responsibility in the administration of State affairs and just to that extent it is both hurtful and confusing. And when, as in the case of California, the sole responsibility is imposed upon the commission, the result is still more to be deprecated. In that State the railroad commission has the power conferred upon it by the constitution "to establish rates of charges for the transportation of passengers and freights by railroads, etc.," "and enforce their decisions and correct abuses through the medium of the courts," and it is further provided that "in all controversies, civil or criminal, the rates of fare and freight shall be deemed conclusively just and reasonable." In that State, therefore, upon one of the most vital matters within the State, all of the three departments of State government are shorn of all power whatever, and the full control thereof has been given to a board of three commissioners, thus putting it within the power of the great corporate interests of that State, by the securing of the favor of only two men within the commonwealth, to defy the wishes of the people and the power of the legislature and the courts. The control of important interests by a commission endowed with such powers is inimical to good government and the rights of the people. Our old and well established form of government is much superior in all respects to a government by commissions.

#### STATE CHARITABLE AND PENAL INSTITUTIONS.

The attention of the Legislature is called to the reports of the superintendents of the State Insane Asylum and of the Penitentiary, and the reports of the deaf mute school, the blind school and the Orphans' Home, for the necessary information in regard to such institutions. The State is to be congratulated in having the control

of the Insane Asylum and the Penitentiary under such faithful management as is bestowed by the two gentlemen who have charge of those institutions. Without any disparagement whatever of previous administrations, it can be truthfully asserted that the management of those institutions under the present supervision has never been equalled or excelled. The deaf mute school is under a superintendence practically independent of the State. To be sure the officers of the State Board of Education have been by law "constituted visitors to said school," whose duty it shall be to visit the school "twice in each year, and file with the Secretary of State a report as to the condition and working of the same," without having really any authority whatever to inquire into or supervise its management in any regard whatever. While no taxpayer of the State begrudges the expenditures for the deaf mute school and Orphans' Home, yet it is indeed to be seriously doubted whether the State has any more right to tax the people for the support of those charitable institutions, independent of State superintendence and control, than it has to tax them for the support of other charitable institutions, like the Good Samaritan or St. Vincent's Hospitals in Portland, which are also not under State control. All charitable, penal and reformatory institutions supported by the State ought by right to be under the control of the State. The State is the owner of some fifty acres of ground in South Salem, where a suitable building might be erected, in which both the blind and deaf mute school could be kept under State control and under one supervision, until such time as the number of pupils would require separate management. Steps should be taken by the legislature towards the establishment of a reformatory school. The association of youths who have violated the law with hardened criminals should be prevented. If provision for the establishment of a reform school should not at once be made, then provision should immediately be made by which a complete separation of the youths and less hardened criminals from old offenders now confined in the penitentiary should be consummated.

#### STATE UNIVERSITY.

From the report of the President of the Regents of the State University it will be ascertained that this university now has, besides the Villard fund of \$50,000, an endowment of over eighty thousand dollars, arising from the sales of university lands, and that there yet remains over fifteen thousand acres of such lands

unsold. The question will therefore present itself to the legislature as to whether the people of the whole State should any longer be taxed for an institution the benefit of which can be enjoyed by but comparatively few. The taxation of the whole people for the support of the common schools is just, because the whole people can and do have the benefit of such taxation, but the taxation of the whole people for the support of a school of which but few have the benefit is not just and should not be continued. Of the 110 pupils in attendance at the university during the present year, 56 paid tuition and 54 had free scholarships. Free scholarships constitute another injustice that should be abolished. There is no justice, whatever, in allowing one-half the pupils free scholarship in a school endowed and supported by the State, while the other half are compelled to pay for their tuition. With its present endowment, and with the abolition of free scholarship, the State University can now prosper without imposing any further tax upon the people. It will also be learned from the report, that certain funds belonging to the State University at Eugene have been diverted for the support of a law school at Portland. There is no authority of law whatever for such diversion of the funds of the State University, and it can well be doubted as to whether pupils can gain a proper respect for the law, who receive their law education in a school supported by funds diverted without authority of law. It is also suggested in the report that the State should provide funds for the support of a school of medicine at Portland. There is now in that city a college of medicine, built by the generosity of private individuals, at the cost of \$25,000, and it would not be either just or politic for the State to establish a rival school in opposition thereto in a city hardly large enough to give good support to one such institution. An appropriation by the State for such a purpose would be an act of injustice to the liberal minded men who built up that private institution, which the legislature cannot and ought not to sanction.

### THE AGRICULTURAL COLLEGE.

This State institution has now an endowment of more than one hundred thousand dollars, the proceeds of the sale of the Agricultural college lands donated by the General Government to the State. It also receives \$15,000 per annum from the Federal Government under the Hatch Act. It has a commodious building, erected by the generosity of the citizens of Corvallis. All that is now needed to give it a fair start is to furnish it with the necessary

land for its farm. It would be proper, therefore, for the legislature to appropriate \$10,000 for such a purpose. When this shall have been done, together with the abolition of free scholarships, the Agricultural college at Corvallis, like the State university at Eugene, will be able with frugal management to enjoy a prosperous existence, without being a perpetual pensioner upon the taxpayers of the State. And the great fact should be impressed upon the legislature that it will be compelled, sooner or later, to choose between the alternative of supporting no higher schools at all than our common schools by taxation of the people, or that the number of such high schools, supported by tax, will be indefinitely increased. The people of other sections of the State will argue, and with justice, too, if high institutions of learning are supported by the public treasury at Corvallis and Eugene City, that it is no more than just or proper that normal schools should be supported by the public treasury in other cities in different parts of the State. This latter course would open the door of the treasury to an unlimited expenditure of money for the support of an unlimited number of indifferent schools. The safe course to pursue is the just course. No general tax should be levied for the support of any school but those of general benefit.

The fear that the State, which is now in possession of the Agricultural college building and grounds, may lose such possession is entirely without foundation. By authority of law the Governor has accepted the college buildings and grounds for and in behalf of the State, and as such property is under State control, and in the peaceable possession of the State by virtue of deeds of title and possession, no suit can be maintained against the State in regard to it, because, as no subject or officer of the sovereign can command the sovereign, so no court can have the jurisdiction (which word implies superiority of power) over the State requisite to oust the State from such possession. As no provision has been made by general law for bringing suit against the State, as might have been permitted under our State constitution, any party aggrieved by the State's possession of the Agricultural college will be compelled to appeal, as every other party having claims against the State must, to the legislature in order to persuade the sovereign to do that which no subject or officer of the State has power to compel it to do. If there be any justice in their demand the legislature should grant it; if there be none, it should deny it.

#### ENFORCEMENT OF THE LAW.

The Constitution of the State of Oregon requires of the Governor



that "he shall take care that the laws are faithfully executed," and yet there is no statute of the State giving him any authority whatever to carry out this constitutional provision, to do which he gives his solemn oath. The law has conferred upon him no authority over the sheriffs of counties or prosecuting attorneys of the State, or any other civil officers, and consequently in case of a palpable infraction of law, the Governor, as an officer, is absolutely powerless to enforce that constitutional mandate which requires him to see that the laws are faithfully executed. During the past two years positive information was imparted to the Governor at different times that the fish laws of the State were being wantonly violated, and as he could exercise by law no authority over the fish commissioners, the only recourse left for him was to proceed as any private citizen could, and not as the chief executive officer should, in securing the arrest and punishment of the offenders. Provision ~~can~~ could be made by law by which authority should be conferred upon the Governor, in case of the violation of any State law affecting public interests, to employ a person who can ascertain the fact of such violation, and thereupon commence as, public prosecuting witness, proceedings in the courts for the enforcement of the laws of the State.

#### THE EXCLUSION LAW.

The people of the commonwealth of Oregon, as well as the people of the whole country, have great cause for congratulation over the passage of the Chinese Exclusion act by the Fiftieth Federal Congress. A joint memorial of both houses of the Oregon Legislature should be presented to Congress praying for adequate appropriations and additional legislation if necessary in order to secure the rigid enforcement of the law along our frontier borders. A strong, patriotic public sentiment should also be evoked, sufficient in force and purpose to secure for the exclusion law that proper respect from the federal courts which they did not accord to the restriction law. A joint memorial to Congress would also be proper, asking for the enactment of a law making other evidence than Chinese testimony necessary to substantiate any fact in the federal courts. Such a law would, to a very great extent, prevent the alien Chinese from using such courts as an instrument through which they could, by their easy and uniform habits of perjury, both evade and defy the laws of the land.

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## BRIBERY AT ELECTIONS.

Thoughtful persons of all political parties cannot view but with deep concern, the increasing systematic bribery of voters at nearly all of our general elections. It is one of the most dangerous portents of the times and one of the most formidable menaces to the perpetuity of our free government. Our statute laws now hold both the bribe giver and the bribe taker as equally guilty. This is wrong. The great crime is the crime of the bribe giver, and the poor man who, impelled perhaps by the necessities of his family, accepts the bribe, ought rather to be pitied than punished. It is therefore recommended that section 1844 of the laws of Oregon be repealed, which section provides for the punishment of those who accept bribes, for the reason that with this unjust menace removed, the punishment of the bribe giver will be rendered more easy and certain.

## ELECTION OF UNITED STATES SENATOR.

No more important duty devolves upon the present Legislature than the election of an United States Senator. It is a fact, patent and confessed, which fact is the shame of our country and the scandal of the civilized world, that corporate power dominates the Federal Senate. The great masses of the people of Oregon of all political parties are opposed to such domination. The Legislature, therefore, should take extreme care that in the election of a Senator it shall reflect the wishes of the people and not the behest of corporations.

## RECOMMENDATIONS.

1st. The levying of a one-mill tax for two years for the building of a State portage railroad between The Dalles and Celilo.

2nd. A change in the laws relating to assessment and taxation, by which no deduction for indebtedness shall be allowed, and by which large incomes will be subject to taxation.

3rd. The abolishment of the railroad commission and the passage of a just maximum rate freight law.

4th. A law fixing maximum rates to be charged for Columbia river bar towage of all vessels bound to or from Oregon ports.

5th. A general law empowering the legislative bodies of all incorporated cities to fix maximum rates to be charged by gas, water, electric light or telephone companies.

6th. The establishment of maximum rates to be charged by the railroad bridge at Portland, and by telegraph companies within the State.

7th. The repeal of the law creating the fish commission, and the passage of a law preventing the use of fish-traps and fish-wheels.

8th. The levying of no tax upon the people for the support of any other institutions of learning than our common schools.

9th. The passage of a law authorizing the Governor, in case of violation of State laws, to employ a person to commence prosecution in the courts for the punishment of the offender.

10th. A registration act applicable to cities of five thousand inhabitants and over.

11th. The enactment of a law, similar to a provision of the Rhode Island constitution, requiring the Judges of the Supreme Court to give their written opinion upon any question of constitutional law when required to do so either by the Legislature or the Governor.

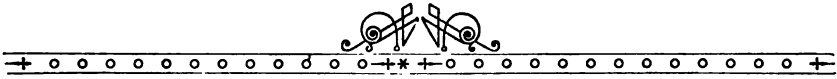
12th. A change in the laws of the State by which all county officers shall have fixed salaries, and providing that all fees collected by them under the law shall be paid into the county treasury.

13th. An addition to our lien laws, giving to laborers employed by corporations of any and every character, a first lien for their wages upon whatever property of such corporations they may have labored.

14th. A change in our laws, by which the punishment for vote buying at our elections will be rendered more certain.

### CONCLUSION.

Gentlemen of the Legislative Assembly of Oregon: A kind Providence has given to the people of this commonwealth a goodly heritage, and has vouchsafed to them innumerable blessings. Let it be to your aim to add to these blessings the great benefits accruing from the administration of a wise and frugal government and from the enactment of just and equal laws.



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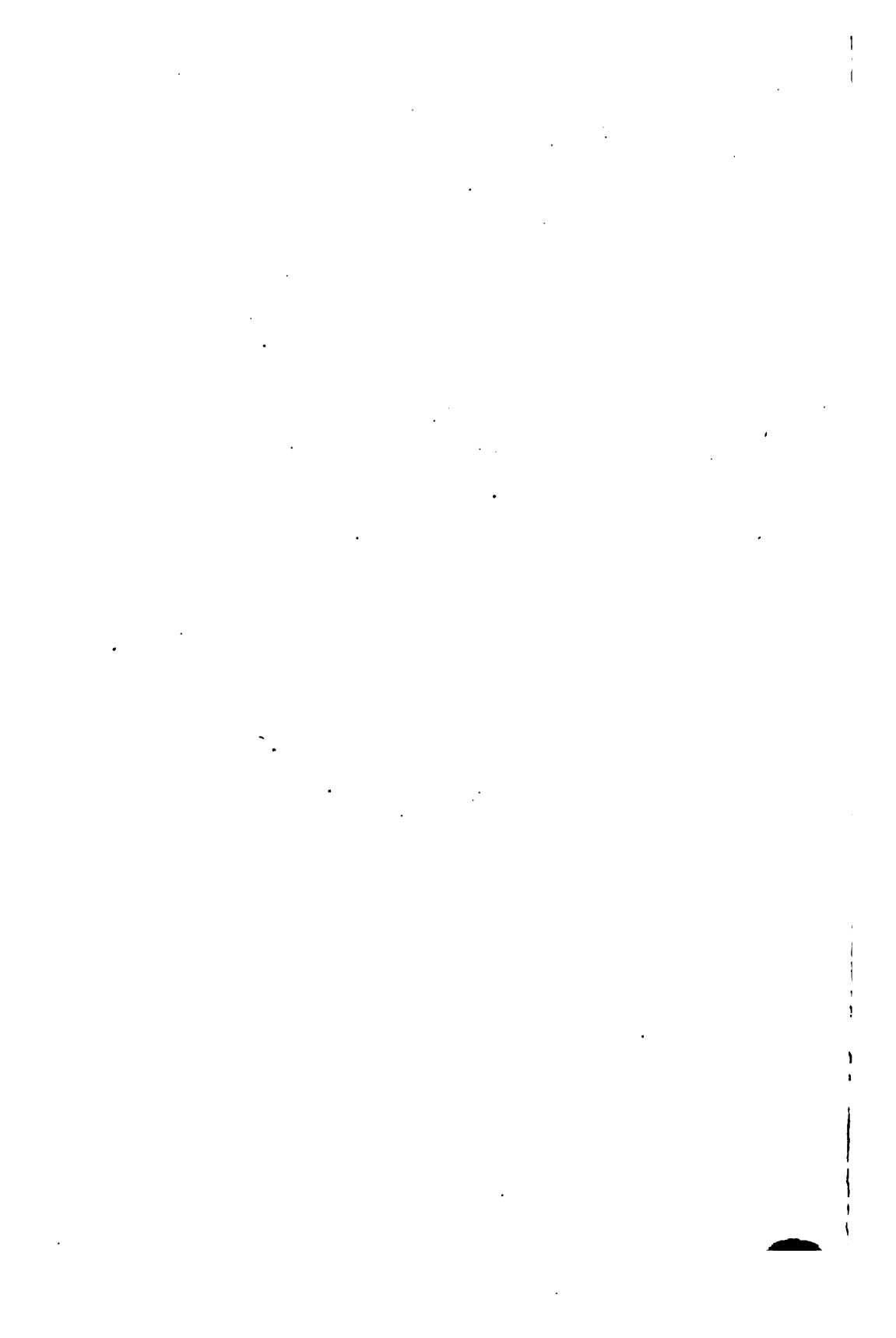
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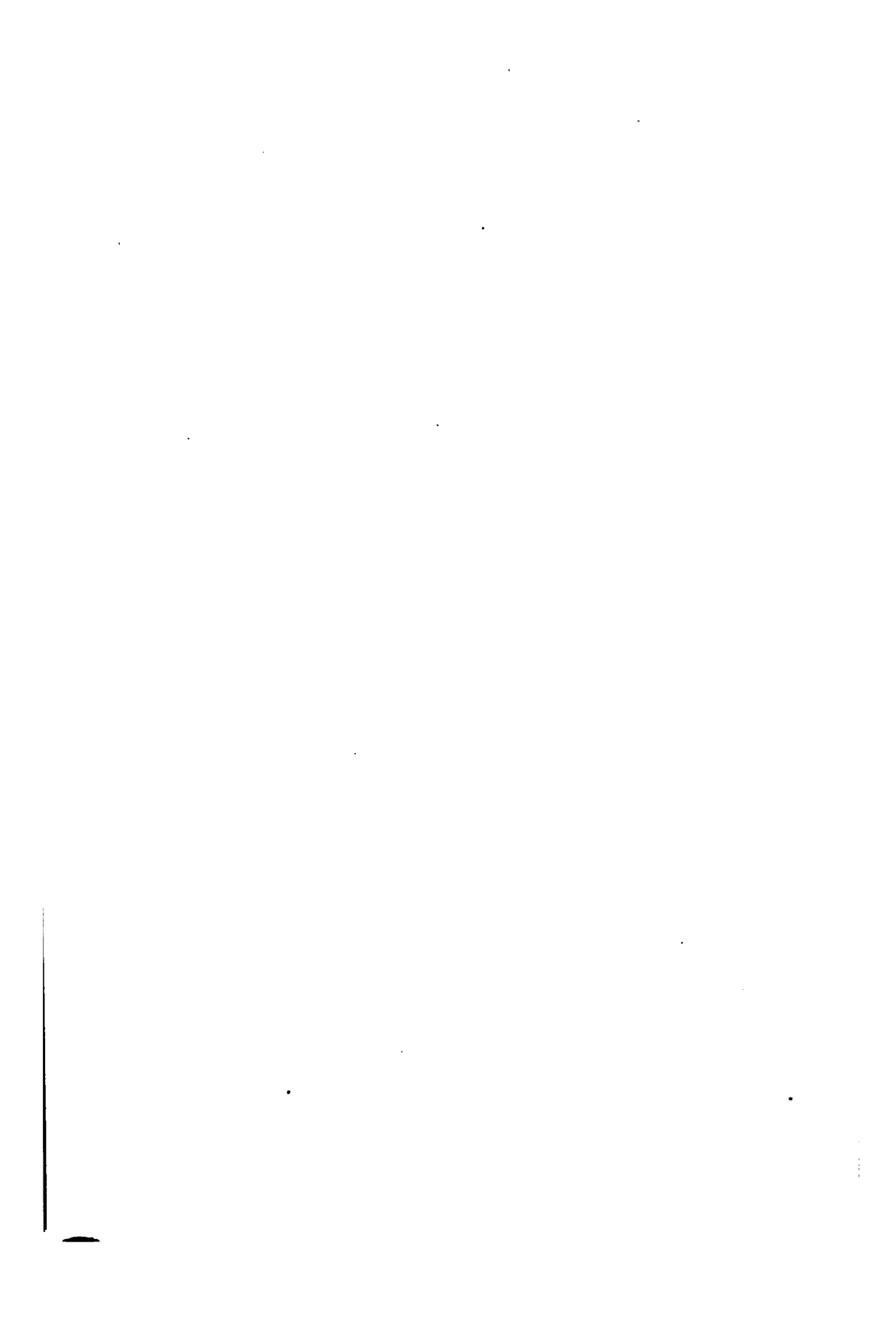


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